

SERIES E.—No. 12

TWELFTH ANNUAL REPORT
OF THE
PERMANENT COURT OF INTERNATIONAL JUSTICE
(June 15th, 1935—June 15th, 1936)

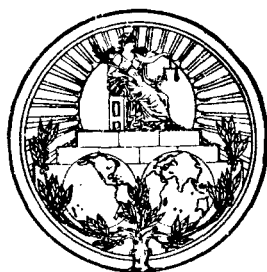
PUBLICATIONS OF THE PERMANENT COURT
OF INTERNATIONAL JUSTICE

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A. W. SIJTHOFF'S PUBLISHING COMPANY—LEYDEN
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INTRODUCTION.

The Court's Twelfth Annual Report covers the period June 15th, 1935, to June 15th, 1936; in regard to certain matters, however, account has been taken, in revising the proofs, of facts subsequent to the latter date.

Generally speaking, the plan of the Twelfth 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 Eleventh Annual Report: the appointment of a new judge to replace one who died in 1934; the death or resignation in 1935 or 1936 of four other members of the Court. The steps taken in view of the election to be held in order to fill the resulting vacancies are also indicated. Chapter I likewise contains the new text of the Staff Regulations for the Registry of the Permanent Court of International Justice which came into force on March 12th, 1936.

Chapter II gives an account of the circumstances which resulted in the entry into force on February 1st, 1936, of the Statute of the Court as amended under the revision Protocol of September 14th, 1929. It also deals with the revision by the Court of its Rules, a new version of which was adopted on March 11th, 1936, and has been in force since that date. An analytical index to the new versions of the Statute and Rules which have come into force in 1936 is likewise included in this Chapter.

Chapter III gives the facts which have occurred since June 15th, 1935, 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.

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, 1936); a chronological index of orders (Jan. 1st, 1935—June 27th, 1936);

an analytical index of orders (Jan. 1st, 1935—June 15th, 1936); the Court's General List (June 15th, 1935—August 1st, 1936).

Chapter V contains a summary of the Court's Opinion in the case concerning the Danzig legislative decrees (Dec. 4th, 1935), and of the Orders of May 23rd and June 27th, 1936, in regard to the preliminary objections lodged in the Pajzs, Csáky and Esterházy case, and in the Losinger & Co. case respectively. It also gives an account of the effects of the Opinion of April 6th, 1935, concerning Minority Schools in Albania, and of the above-mentioned Opinion of December 4th, 1935.

Chapter VI contains a ninth 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. Furthermore, a new table is appended: a table of concordance between the provisions of the Rules in force since March 11th, 1936, and those of the old Rules, and *vice versa*. This table is designed not only to facilitate comparison between the two versions of the Rules and between the ninth addendum and the Digest and preceding addenda, but also reference to text books based on the version in force prior to March 1936.

Chapters VII to 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, 1936.

Å. HAMMARSKJÖLD,
Registrar.

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CHAPTER I.

THE COURT AND REGISTRY.

I.—THE COURT.

(1) COMPOSITION OF THE COURT.

On September 14th, 1935, following elections held simultaneously by the Assembly and Council of the League of Nations, the President of the Assembly declared M. Harukazu Nagaoka (Japan) elected a member of the Permanent Court of International Justice to replace the late M. Minéitcirô Adatci. The same day, the Secretary-General of the League of Nations requested M. Nagaoka to inform him whether he accepted his appointment; he also notified the President of the Court of the election. On September 17th, 1935, the Secretary-General informed the President that M. Nagaoka had accepted his appointment.

Election of
M. Nagaoka.

M. Nagaoka has been elected for the unexpired portion of M. Adatci's term, i.e. until December 31st, 1939.

On August 25th, 1935, Professor Walther Schücking, member of the Permanent Court of International Justice, died at The Hague. The Minister for Foreign Affairs of the Netherlands informed the Registrar of the Court that the Netherlands Government would be glad to have an opportunity officially to display its sympathy by offering a public funeral. This offer was accepted with gratitude both by the deceased judge's family and by the Court, and the funeral took place on August 29th, 1935.

Death of Prof.
Schücking.

On October 30th, 1935, in opening the first public sitting of the 35th (extraordinary) Session of the Court (Oct. 28th—Dec. 4th, 1935), the President, at the request of his colleagues, repeated the following tribute to the memory of the late judge which he had paid at a private meeting at the beginning of the session :

“Since the close of the 34th Session, the Court has lost Judge Walther Schücking.

His name has been associated with the Court's work since the very beginning of its judicial activities: as early as 1923 he sat as

judge *ad hoc* for the German Government in the case of the SS. *Wimbledon*—the first contentious case referred to the Court. Then, five years later, he once more took part in the same capacity in the work of the Court in the case of the minority schools in Upper Silesia. Finally, in 1930, he was elected judge. Morally, however, he had contributed towards the creation of the Court long before it actually existed. For the constitution of this tribunal was foreseen and advocated in the remarkable works on the Hague Conferences published by him before the war. Moreover, his whole attitude, both as a statesman and lawyer, was always inspired by the idea 'peace through justice', a phrase which worthily expresses the mission of the Court.

As a scholar and thinker, many voices have paid and will pay him tribute. I should like, in this place where we have spent so many hours together, to say a few words about him as a man. His intellectual probity, the complete detachment with which he weighed persons and things resulted from his determination to take a true and just view. This determination kept him unswervingly faithful to his ideals, and especially to that fundamental ideal of our Court, namely: the administration of international law by impartial judges. He was also an essentially good man, and undoubtedly this gave him strength to meet the bitterness and suffering resulting, it may be, from his very uprightness and fidelity.

Such are the feelings with which we of the Court think of Walther Schücking; and such are the feelings with which his memory and example will always inspire us."

Resignation
of Mr. Kellogg.

In a letter dated September 9th, 1935, to the President of the Court, Mr. Frank B. Kellogg (U.S.A.) resigned his membership of the Court owing to his inability henceforward to attend its sessions. This letter was sent by the President of the Court to the Secretary-General of the League of Nations on September 23rd, 1935. Mr. Kellogg's resignation was accepted by the Assembly of the League of Nations on September 27th, 1935 (12th plenary meeting of the Sixteenth Assembly). At this meeting, the President of the Assembly pronounced the following words:

"I feel sure I am voicing the unanimous sentiments of the Assembly in expressing profound appreciation of the services Mr. Kellogg has rendered as a Judge of the Permanent Court and in expressing the regret which all delegations feel at his decision to resign his post."

The Council accepted Mr. Kellogg's resignation on September 28th, 1935 (4th meeting of the 89th Session).

Resignation
of Mr. Wang.

On January 15th, 1936, Mr. Wang Chung-Hui (China), in a letter to the President, resigned his membership of the Court for personal and other reasons which compelled him to return to China. He sent a similar letter to the Secretary-General of the League of Nations.

The Council of the League of Nations accepted Mr. Wang's resignation on January 24th, 1936 (6th meeting of the

90th Session). The report adopted by the Council on this occasion is reproduced below.

On September 28th, 1935 (4th meeting of the 89th Session), the Council of the League of Nations adopted the following report regarding the steps to be taken to fill the vacancies resulting from the death of Professor Schücking and the resignation of Mr. Kellogg :

Steps taken
to fill the
vacancies.

“This question has been placed on the agenda in accordance with the precedent created on the occasion of the death of M. Adatci, judge of the Court, in order that the Council may consider whether any measures should be taken with a view to filling the two vacancies among the judges of the Court at an earlier date than the next ordinary session of the Assembly.

To ensure this result it would be necessary for the Council to convene a special session of the Assembly under Rule 1, paragraph 2, of the Assembly's Rules of Procedure.

I hesitate to propose this course. On the other hand, I see no reason why the Council should not : (a) request the Secretary-General to take steps as soon as possible to invite nominations from the national groups in the Permanent Court of Arbitration, and (b) decide that the election shall be included in the agenda of the first session of the Assembly which takes place after the end of the period of three months which must elapse between the issue of the invitations to the national groups and the date of the election. By this means it will be possible to fill the vacancies before next September if, in the interval, a session of the Assembly takes place at a date which satisfies the requirements of the Court's Statute regarding the nomination of candidates.

Subject to the observations of my colleagues, I propose that the Council should decide in favour of this procedure.”

Pursuant to the Council's decision, the Secretary-General of the League of Nations took the requisite steps, and the list of candidates for the two vacancies was issued on February 24th, 1936¹.

After the resignation of Mr. Wang, the Council, in accepting his resignation, adopted the following report (6th meeting of the 90th Session) on January 24th, 1936 :

“The Council will, I am sure, join me in expressing its regret that Mr. Wang Chung-Hui, whose resignation from the office of judge of the Permanent Court has been notified to the Council by the Secretary-General, has found it necessary to resign his office.

Although, so soon as the amendments in the Court's Statute come into force, the resignation of a judge of the Court will take effect automatically, the established jurisprudence under the existing Statute requires that such a resignation should be formally accepted by the Council and the Assembly as the bodies by which the judge is appointed. At the same time, it is recognized that, on accepting the resignation itself, the Council can take the necessary measures to enable the vacancy to be filled so soon as the resignation has also been accepted by the Assembly. I therefore propose formally that the Council accept Mr. Wang's resignation.

¹ League of Nations Document No. A. 8. 1936. V.

The necessary preliminary to an election to fill a vacancy among the judges of the Permanent Court is that, at least three months before the election, the national groups in the Permanent Court of Arbitration should have been invited to nominate candidates.

At its last session, the Council directed the Secretary-General to invite the groups to nominate candidates for the two vacancies which had then been created by the death of M. Schücking and the resignation of Mr. Kellogg. The object was to permit these vacancies to be filled if an early meeting of the Assembly should take place.

I propose that no change should be made for the moment as regards this decision of the Council, and that the Council should wait until its session of next May before taking a decision as to the measures necessitated by the resignation of Mr. Wang.

My reason for this proposal is that it is not possible, under the established interpretation of the Court's Statute, for the three vacancies which now exist to be filled at the same time without difficulties arising in regard to the nomination of candidates. According to that interpretation, which was laid down by the Assembly in 1929 on the occasion of the election of successors to M. Weiss and Lord Finlay (Assembly Minutes, 1929, plenary meetings, pp. 126 and 450), the filling of the three vacancies on the Court at the same time would constitute, not three elections, but one election, and under the Statute of the Court only four candidates could be presented by each national group. It would therefore be necessary to consider how the necessity for the national groups to be able to nominate for the new vacancy is to be reconciled with the fact that they have already been invited to nominate four candidates for the two earlier vacancies. If the difficulty is not removed by the two earlier vacancies being filled before the Council meets in May, there will be time for the Council to consider this question at its May session, since there will still be more than three months before the election could take place at the ordinary session of the Assembly."

At the first meeting of the 92nd Session of the Council (May 11th, 1936), the question of the steps to be taken in consequence of the resignation of Mr. Wang Chung-Hui and another question: that of the 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, were laid before the Council. The Council adopted the conclusions of the following report:

"Two questions are submitted to the Council....

In the first place, there is the question, which the Council last January adjourned to its present session, of the measures necessitated by the resignation of Mr. Wang, judge of the Permanent Court.

The second question before the Council arises directly from the entry into force of the amendments to the Statute of the Court. Article 4 of the amended Statute contains the following provision (para. 3):

'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.'

It is the duty of the Council to make proposals to the Assembly in execution of this provision.

In view of the complicated technical points involved in the questions which I have described, I think the most convenient course would be for the Council to appoint a small committee of jurists to examine those questions in all their aspects, together with any questions which may arise out of them.

In view of the necessity of taking without delay the proper measures to fill the vacancy on the Court, it is important that the jurists' recommendations on this subject should be received by the Council during the present session.

If the Council agrees to this proceeding, the committee might, I think, be composed of the legal advisers of the delegations of the United Kingdom, Spain, France, Italy, Poland and Chile."

At the third meeting of its 92nd Session (May 13th, 1936), the Council received the following report from the Committee of Jurists:

"1. *Measures necessitated by the resignation of Mr. Wang Chung-Hui.*

(a) Invitations to be sent by the Secretary-General to the national groups (Statute of the Court, Art. 4 and 5).

No question arises except in regard to the seat rendered vacant by the resignation of Mr. Wang, since nominations have already been made for the two other vacancies (the seats which were filled by M. Schücking and Mr. Kellogg).

The Committee is of opinion that the national groups should be invited to nominate not more than two candidates for the seat in question.

In the Committee's opinion, this view is not contrary to the decision taken by the Assembly in 1920 (election of the successors of M. Weiss and Lord Finlay). That decision relates to the election and not to the nomination of candidates.

On the other hand, the national groups invited to make nominations should include the groups of States which, although not mentioned in the Annex to the Covenant, have been Members of the League of Nations.

(b) Date of the election to the seat in question.

This election has been placed on the agenda of the next ordinary session of the Assembly, subject to the Council's approval. The Committee proposes that the Council should give its approval.

(c) Method of conducting the election.

The Committee proposes to study further the question whether there must be a single election for the three vacancies which have to be filled, or whether, on the contrary, there must be separate elections.

2. *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.*

The States in question are Germany, Brazil and Japan.

It is a question of determining how these States are to participate in the election of the members of the Court. In the absence of special agreement, this matter has to be settled by the Assembly on the proposal of the Council (Statute, Art. 4, para. 3).

Before expressing an opinion on this question, the Committee would desire that the States in question should have an opportunity of informing it of their point of view. It has asked the Secretary-General to communicate to it any information on the subject which he may obtain."

The Council approved the conclusions of the Jurists Committee's report and, on May 23rd, 1936, in pursuance of that decision, the Secretary-General took the necessary steps to obtain the nomination of candidates to the post left vacant by Mr. Wang.

In regard to the elections for the seats formerly held by M. Schücking and Mr. Kellogg, the Secretary-General sent a telegram in the following terms to the Members of the League of Nations, on June 6th, 1936:

"Reference my telegram of 5th June notifying resumption of proceedings of Sixteenth Ordinary Session of Assembly on 30th June I venture remind Members of League of Council's decision of 28th September 1935 that if Assembly should meet before next ordinary session its agenda should include election to fill seats left vacant by death of M. Schücking and resignation of Mr. Kellogg."

On June 12th, 1936, the Italian Government sent the following reply to the above telegram¹:

"I have received your telegram of June 6th last concerning the elections to the seats on the Permanent Court of International Justice which have become vacant owing to M. Schücking's death and Mr. Kellogg's resignation. I venture to point out that the Council, in adopting the conclusions of the report submitted to it, decided on September 28th, 1935, that the election be included in the agenda of the first session of the Assembly which takes place after the end of the period of three months which must elapse between the issue of the invitations to the national groups and the date of the election. The meeting of the Assembly fixed for June 30th simply constitutes the resumption of the proceedings of the Sixteenth Ordinary Session, and is not a new session. I would add that, according to the terms of the revised Statute, before the election to the two seats mentioned in the above decision is held, the Assembly will have to adopt, on the Council's proposal, the rules concerning the conditions under which States non-Members of the League may take part in the election of members of the Court. This question, as well as the election to the vacant seats on the Court, has already been placed on the agenda of the Seventeenth Ordinary Session of the Assembly. In these circumstances the Italian Government considers that the election to the two seats in question should not be placed on the agenda of the Sixteenth Session of the Assembly on the occasion of the resumption of its

¹ Translation by the Secretariat of the League of Nations.

proceedings. I would beg you to be good enough to communicate the foregoing to the Council and Members of the League of Nations."

When the Council of the League of Nations met in June 1936 for its 92nd Session, the Secretary-General made the following statement (4th meeting, June 26th, 1936):

"The Secretary-General said that after it had been decided to call a fresh meeting of the Assembly on June 30th, he had sent all the Members of the League of Nations a telegram reminding them of the Resolution adopted on September 28th, 1935, by the Council with regard to the elections to the two vacancies which had occurred among the judges of the Permanent Court of International Justice. This Resolution, proposed by the representative of Italy as rapporteur, said that: 'The election shall be included in the agenda of the first session of the Assembly which takes place after the end of the period of three months which must elapse between the issue of the invitations to the national groups and the date of the election. By this means it will be possible to fill the vacancies before next September if, in the interval, a session of the Assembly takes place at a date which satisfies the requirements of the Court's Statute regarding the nomination of candidates.'

In addition, the Council, on January 24th, 1936, considered that the procedure adopted in September was of a nature 'to permit these vacancies to be filled if an early meeting of the Assembly should take place'. The Secretary-General emphasized the difference of wording between the first resolution, which provided that the election should be placed on the agenda of the *first session* of the Assembly, and the second resolution, which spoke of an *early meeting* of the Assembly.

He wished to add that his telegram was simply intended to remind the Members of the League of certain decisions of the Council which might influence the steps the Council and the Assembly might wish to take at the present meetings, but he had had no wish to pre-judge the question whether the matter should or should not be placed on the agenda of the Assembly or the Council.

In a telegram dated June 12th, 1936, which had been immediately communicated to the Members of the League in Document C. 264. M. 157. 1936, the Italian Government had informed the Secretary-General that in its opinion the question of this election should not be placed on the agenda of the forthcoming meeting of the Assembly, because this meeting 'simply constitutes the resumption of the proceedings of the Sixteenth Ordinary Session and is not a new session'.

Whatever interpretation the Council might decide to give to these texts, it was faced with a practical consideration which was also mentioned in the Italian Government's telegram, namely, that the election to the two seats must be preceded by the Assembly's adoption, on the proposal of the Council, of the rules regarding the conditions under which States not Members of the League might take part in the election of members of the Court. The Council had not yet made any proposals on this subject. For these reasons the Council would perhaps consider that, subject to the Assembly's proposal, the question might be postponed to its September ordinary session.

In this way the Committee of Jurists, which might meet again during the present session, would have time to make a full report to the Council¹."

After hearing these statements, the Council decided to adopt the Secretary-General's proposal. On July 23rd, 1936 (23rd meeting of the Sixteenth Session), the Assembly, on the proposal of its General Committee, endorsed the decision taken by the Council and decided, in its turn, to include in the agenda of its Seventeenth Ordinary Session the question of the election to fill the seats formerly held by MM. Schücking and Kellogg.

On July 11th, 1936, Baron Rolin-Jaequemyns, member of the Permanent Court of International Justice, died at Brussels. The funeral took place in that town on July 14th, 1936.

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

On December 2nd, 1933, Sir Cecil Hurst was elected President of the Court, and M. Guerrero Vice-President ; they entered upon their appointments on January 1st, 1934, and their periods of office will terminate on December 31st, 1936. In accordance with paragraph 1 of Article 9 of the Rules, the President and the Vice-President of the Court for the period January 1st, 1937, to December 31st, 1939, will be elected during the last quarter of 1936.

Having regard to the death of Professor Schücking, the resignation of Mr. Kellogg and Mr. Wang and the death of Baron Rolin-Jaequemyns, the list of members of the Court in order of precedence is now as follows:

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

¹ See p. 425 the "Second Report of the Committee of Jurists to the Council" concerning the election of members of the Court (July 11th, 1936), with two communications attached, the first from the Consul-General of Brazil at Geneva to the Secretary-General (June 24th, 1936), and the second from the Consul-General of Japan at Geneva to the same (June 29th, 1936).

Further, until February 1st, 1936, the date of the entry into force of the revised Statute (see p. 54), the Court also comprised the four following deputy-judges: MM. Redlich (Austria), da Matta (Portugal), Novacovitch (Yugoslavia), Erich (Finland). These deputy-judges, who had been elected on September 25th, 1930, had never been called upon to sit.

(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).

Biographical notes concerning Sir Cecil Hurst, M. Guerrero, 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 follows hereafter concerning M. Nagaoka, the judge elected in September 1935.

M. NAGAOKA, member of the Court.

M. Harukazu Nagaoka was born on January 16th, 1877, at Kobe, Japan. He graduated at the Faculty of Law of the Imperial University of Tokio and at the *École des Sciences politiques* at Paris, subsequently obtaining the degree of Doctor of Letters of the University of Paris and Doctor of Law (*Hogaku-hakushi*) in Japan. In 1900 he was appointed Counsellor at the Ministry for Foreign Affairs. Appointed Attaché of Legation at Paris in 1902, he was in 1904 Secretary of the Japanese delegation before the Permanent Court of Arbitration in the House Tax case between Japan and Great Britain, France and Germany, and in 1907 he was a member of the Secretariat at the Second Peace Conference at The Hague.

In 1912 he was Japanese delegate plenipotentiary at the International Conference for the Unification of the Law concerning Bills of Exchange, and in 1914 he was a member of the Japanese Prize Court.

From 1917 to 1921 he was Counsellor of Embassy at Paris, and from 1918 to 1920 was a member of the Drafting Committee at the Peace Conference. In 1921 he was appointed Minister at Prague, where he remained until 1923, having also been deputy Japanese delegate at the Conference of Lausanne in 1922 and 1923. In 1923 he was appointed Minister at The Hague, which post he left in 1925 on being appointed Director of Treaties and Conventions at the Ministry for Foreign Affairs at Tokio. In 1926 he left this post to become Ambassador in Berlin, where he remained until 1930. After being first Japanese delegate at the Conference for the Codification of International Law at The Hague in 1930, he was Ambassador in Paris in 1932-1933.

M. Nagaoka, who represented Japan on the Council of the League of Nations in 1932-1933 and who was Japanese delegate at the

Eighth and Thirteenth Sessions of the Assembly, has been a member of the Permanent Court of Arbitration since 1935.

On September 14th, 1935, M. Nagaoka was elected a member of the Court.

He is the author of publications on legal and historical subjects, in particular the following works: (in Japanese) A Diplomatic Guide, Positive International Law, a Study of the London Naval Conference, Modern Diplomatic History, the History of the World War; (in French) The Russo-Japanese War from the standpoint of International Law, the Position of foreigners in Japan, the History of Japanese relations with Europe in the 16th and 17th centuries.

(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 Elections to replace Professor Schücking, deceased, and Mr. Kellogg, resigned

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> , Minéitcirò	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, Algor	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
BEVILAQUA, Clovis	Brazil
BILSEL, Cemil	Turkey
BÆG, 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
<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
CHAMBERLAIN, Joseph E.	U.S. of America
CHINDAPIROM, Phya	Siam
CHYDENIUS, Jacob Wilhelm	Finland
<i>Colin</i> , Ambroise	France
CRUCHAGA TOCORNAL, Miguel	Chile
DANEFF, Stoyan	Bulgaria
DAS, S. R.	India
DEVIDUR, Phya	Siam
<i>Descamps</i> (Le baron)	Belgium
<i>Doherty</i> , Charles	Canada
DREYFUS, 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
<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
HAMMARSKJÖLD, 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 Gonzales	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
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
LEMONON, Ernest	France
LESPINASSE, Edmond de.	Haiti
LIANG, Chi-Chao	China
LIMBURG, J.	Netherlands
<i>Loder</i> , B. C. J.	Netherlands
<i>Magary</i> , Géza de	Hungary
<i>Manolesco Ramniceano</i>	Roumania
MARCS DE WURTEMBERG, Baron Erik Teodor	Sweden
MASTNY, Vojtěch	Czechoslovakia

(Matta , J. L. da)	Portugal
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 , Miléta)	Yugoslavia
<i>Nyholm</i> , 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
(Pessôa , Epitacio da Silva).	Brazil
<i>Phillimore</i> , Lord Walter George Frank	Great Britain
PIOLA-CASELLI, Edoardo	Italy
<i>Poincaré</i> , Raymond	France
POLITIS, Nicolas.	Greece
POLLOCK, Sir Frederick	Great Britain
POUND, Roscoe	U.S. of America
RAHIM, Sir Abdur	India
<i>Reading</i> , Marquess of	Great Britain
(Redlich , Joseph)	Austria
REYES, Pedro Miguel	Venezuela
RIBEIRO, Arthur Rodrigues de Almeida	Portugal
<i>Richards</i> , Sir Henry Erle	Great Britain
<i>Rolin-Jaequemyns</i> (Le baron)	Belgium
ROOT, Elihu	U.S. of America
Rostworowski , Michel (Count)	Poland
<i>Rougier</i> , Antoine	France
SALAZAR, Carlos.	Guatemala
SANTOS, Abel	Venezuela
SAPRU, Sir Tej. Bahadur	India
SATO, Naotake	Japan
SCHEY, Joseph	Austria
SCHLYTER, Karl	Sweden
<i>Schücking</i> , 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
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
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

Judges
ad hoc.

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

"*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,

Readaptation of the Mavrommatis Jerusalem Concessions (Gen. List Nos. 27 and 28) ⁶,

Rights of Minorities in Polish Upper Silesia (Minority schools) (Gen. List No. 31) ⁷,

¹ See E 1, p. 163.

² " " " " 169.

³ " E 2, " 99.

⁴ " E 4, " 166.

⁵ See E 4, p. 155.

and E 5, " 183.

⁶ See E 4, " 176.

⁷ " " " " 191.

Payment of various Serbian loans issued in France (Gen. List No. 34)¹,

Payment in gold of Brazilian Federal loans contracted in France (Gen. List No. 33)²,

Free Zones of Upper Savoy and the District of Gex (first, second and third phases) (Gen. List No. 32)³,

Territorial extent of the jurisdiction of the Oder Commission (Gen. List No. 36)⁴,

Interpretation of the Statute of Memel (Gen. List Nos. 47 and 50)⁵,

Eastern Greenland (Gen. List No. 43)⁶,

South-Eastern Greenland (indication of interim measures of protection) (Gen. List No. 52)⁷,

Appeal against a judgment delivered on February 3rd, 1933, by the Hungaro-Czechoslovak Mixed Arbitral Tribunal (Gen. List No. 58)⁸,

Franco-Greek Lighthouses case (Gen. List No. 59)⁹,
and in the following cases for advisory opinion (Art. 83 of the Rules):

Jurisdiction of the Danzig Courts (Gen. List No. 29)¹⁰,

Case of the Greco-Bulgarian Communities (Gen. List No. 37)¹¹,

Railway traffic between Lithuania and Poland (Gen. List No. 39)¹²,

Access to and anchorage in the port of Danzig for Polish war vessels (Gen. List No. 44)¹³,

Treatment of Polish nationals and other persons of Polish origin or speech in the territory of Danzig (Gen. List No. 42)¹⁴,

Interpretation of the Greco-Bulgarian Agreement of December 9th, 1927 (Caphandaris-Molloff Agreement) (Gen. List No. 45)¹⁵.

Since June 15th, 1935, the Court has had before it two contentious cases in which judges *ad hoc* have been appointed¹⁶; these cases are:

The case of Losinger & Co. (Gen. List Nos. 64 and 67)¹⁷, in which the Government of the Swiss Confederation, by an application, have instituted proceedings against the Government of Yugoslavia.

¹ See E 5, p. 205.

² " " " " 216.

³ " E 6, p. 201, E 7, p. 233,
and E 8, " 191.

⁴ See E 6, " 213.

⁵ " E 8, " 207, and E 9,
p. 122.

⁶ See E 9, p. 141.

⁷ " " " " 119.

¹⁶ See p. 171 of this volume, in the summary of the Court's Advisory Opinion in the case concerning the Danzig Constitution, the decision adopted by the Court regarding the non-application of Art. 83 (at that time Art. 71) of its Rules in that case.

¹⁷ See p. 179.

⁸ See E 10, p. 135.

⁹ " " " " 143.

¹⁰ " " 4, " 213.

¹¹ " " 7, " 245.

¹² " " 8, " 221.

¹³ " " " " 226.

¹⁴ " " " " 232.

¹⁵ " " " " 238.

(Biographical notes concerning M. Max Huber, appointed by the Swiss Government, and M. Zoričić, appointed by the Yugoslav Government, are given below.)

The Pajzs, Csáky, Esterházy case (Gen. List Nos. 65 and 66)¹, in which the Hungarian Government, by an application, have instituted proceedings against the Yugoslav Government.

(A biographical note concerning M. Paul de Tomcsányi, appointed by the Hungarian Government, and who had already sat on the Court *ad hoc* in the Peter Pázmány case, will be found in the Ninth Annual Report, p. 23; the Yugoslav Government has appointed M. Zoričić in this case as well as in the preceding one.)

M. MAX HUBER.

M. Max Huber was born at Zurich on December 28th, 1874; he studied law and political economy at the Universities of Lausanne, Zurich and Berlin, and in 1897 obtained the degree of Doctor of Law *juris utriusque* at the latter University; his thesis was entitled: *Die Staatensuccession*. From 1899 to 1901, he travelled for purposes of study in Europe, Siberia, the Far-East, Australia and the United States. From 1902 to 1921 he was Professor of Swiss and general public law, of public international law and of canon law at the Faculty of Law of the University of Zurich. In 1921 he was appointed Honorary Professor.

In 1907, M. Max Huber was delegate plenipotentiary for Switzerland at the Second Peace Conference at The Hague. From 1914 to 1919, he was a member of the Grand Council of the Canton of Zurich, Colonel in the Department of Military Justice and a member of the Military Court of Cassation. From 1918 to 1921 he was Legal Adviser to the Swiss Political Department and was entrusted with several missions to the Peace Conference, to the League of Nations and to several governments. He was Swiss delegate to the Assembly of the League of Nations in 1920 and 1921 and in 1931 and 1932. He was a member of the Committee for the settlement of the Aaland Islands question and of the International Blockade Commission.

He was a judge of the Permanent Court of International Justice from 1922 to 1930, and President of the Court from 1925 to 1927, and Vice-President from 1928 to 1930. He has been a member of the Permanent Court of Arbitration since 1923.

In 1925 M. Max Huber was entrusted by the British and Spanish Governments with the preparation of a report on certain matters in Morocco; in 1928, he was appointed sole arbitrator in the Palmas (Miangas) Island case between the United States of America and the Netherlands.

He is President of the following permanent conciliation commissions: Greece—Italy, Belgium—Luxemburg, France—Portugal, Denmark—Latvia, Norway—Poland, Netherlands—Japan, Germany—Belgium, Austria—Czechoslovakia; and member of the following permanent conciliation commissions: Sweden—United States of

¹ See p. 174.

America, France—Spain, Netherlands—Czechoslovakia, Spain—Sweden, United States of America—Switzerland, Brazil—United States of America, Germany—Czechoslovakia.

Since 1923, he has been a member of the International Red Cross Committee, and President since 1928.

M. Max Huber is Doctor *honoris causa* of the Universities of Geneva (*Dr. phil.*), Edinburgh (LL.D.), Upsala (*Dr. jur.*), and Zurich (*Dr. theol.*). Since 1924, he has been a member of the Institute of International Law, of which he was Vice-President in 1931-1932; he is a member of the Netherlands Academy of Science, an honorary member of the American Society of International Law, and was in 1934 first President of the Swiss Society of International Law.

M. MILOVAN ZORIČIĆ.

M. Milovan Zoričić was born on May 31st, 1884. He studied law at the University of Zagreb and is Doctor of Law of that University. After being judge of the Court of First Instance in that city, he was attached to the public prosecutor's department and acted as Legal Adviser to the autonomous Government of Croatia and Slavonia. In 1919, after the establishment of Yugoslavia, he entered the Yugoslav Administrative Service. In 1929 he was appointed "Great Joupan" (Prefect) of the Department of Zagreb, and in November of the same year, President of the Administrative Court of Zagreb.

In 1932, the Council of the League of Nations appointed M. Milovan Zoričić member of the Governing Commission of the Saar, responsible for justice, public education and worship. After the plebiscite in the Saar, he resumed his functions as President of the Administrative Court of Zagreb.

On April 30th, 1935, M. Milovan Zoričić was appointed a member of the Permanent Court of Arbitration.

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

Composition of the Chamber for Labour cases.

In the Eleventh Annual Report it was stated that the Chamber for Labour cases, as formed in 1933 for the period January 1st, 1934, to December 31st, 1936, and modified in consequence of the death of M. Adatci, was composed as follows:

Members: Sir Cecil Hurst, *President*, MM. Altamira, Urrutia, Schücking, Wang.—*Substitute Members*: Count Rostworowski, M. Negulesco.

Following the death of Professor Schücking, the Court, on December 2nd, 1935, elected Count Rostworowski to succeed him as a member of the Chamber; M. Nagaoka was elected a substitute member to replace Count Rostworowski.

Upon Mr. Wang's resignation of his membership of the Court, M. Negulesco was elected to replace him as a member of the

Chamber on February 6th, 1936; Jonkheer van Eysinga was elected a substitute member to replace M. Negulesco.

Accordingly, since February 6th, 1936, the composition of the Chamber for Labour cases is as follows:

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

The term of office of these judges as members of the Chamber for Labour cases ends on December 31st, 1936; new elections to the Chamber for the period from January 1st, 1937, to December 31st, 1939, will be held during the last quarter of 1936 (Rules, Art. 24, para. 2).

Composition of the Chamber for Communications and Transit cases.

In the Eleventh Annual Report, 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, was composed as follows:

Members: M. Guerrero, *President*, Baron Rolin-Jaequemyns, MM. Fromageot, Anzilotti, Jonkheer van Eysinga.—*Substitute Members*: Count Rostworowski, M. Schücking.

Following the death of Professor Schücking, the Court, on December 2nd, 1935, elected Mr. Wang to succeed him as substitute member of this Chamber.

Upon Mr. Wang's resignation of his membership of the Court, M. Nagaoka was elected to replace him as substitute member of the Chamber on February 6th, 1936.

Accordingly, since February 6th, 1936, the composition of the Chamber for Communications and Transit cases is as follows:

Members: M. GUERRERO, *President*, (Baron ROLIN-JAEQUEMYS¹), MM. FROMAGEOT, ANZILOTTI, Jonkheer VAN EYSINGA.—*Substitute Members*: Count ROSTWOROWSKI, M. NAGAOKA.

The term of office of these judges as members of the Chamber for Communications and Transit cases ends on December 31st, 1936; new elections to the Chamber for the period January 1st, 1937, to December 31st, 1939, will be held during the last quarter of 1936 (Rules, Art. 24, para. 2).

Composition of the Chamber for Summary Procedure.

In the Eleventh Annual Report, it was stated that the composition of the Chamber for Summary Procedure for the year 1935 was as follows:

¹ Died on July 11th, 1936.

Members : Sir Cecil Hurst, *President*, MM. Guerrero, Schücking.—*Substitute Members* : Count Rostworowski, M. Anzilotti.

Following the death of Professor Schücking, the Court, on November 8th, 1935, elected M. Fromageot to succeed him as a member of the Chamber.

On December 2nd, 1935, the Court, in accordance with Article 29 of the Statute, elected the following to be members of the Chamber for Summary Procedure for the year 1936:

Members : Sir Cecil Hurst, *President*, MM. Guerrero, Fromageot.—*Substitute Members* : Count Rostworowski, M. Anzilotti.

Upon the entry into force on February 1st, 1936¹, of the revised Statute, Article 29 of which now provides that the Chamber for Summary Procedure will be composed of five members (instead of three), the Court, on February 6th, 1936, held a new election; as a result of this election, the Chamber is composed as follows for 1936:

Members : Sir CECIL HURST, *President*, M. GUERRERO, Count ROSTWOROWSKI, MM. FROMAGEOT, ANZILOTTI.—*Substitute Members* : (Baron ROLIN-JAEQUEMYS²), M. NEGULESCO.

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

Table A, which follows, gives the list, as on June 15th, 1936, of assessors for labour cases appointed by Members of the League 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, 1935, see preceding Reports.

¹ See p. 61.

² Died on July 11th, 1936.

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>	RESTREPO, Antonio José,	Govt.	
		URRUTIA, Dr. Francisco,	Govt.	
		— —	— —	— —

Country.	Name.	Nominated by :	Representing :
<i>Czecho- slovakia.</i>	FRANCKE, Emil,	Govt.	Employers. Workers.
	HOROWSKY, Zdenek,	Govt.	
	WALDES, Henri,	I.L.O.	
	TAYERLE, Rudolf,	I.L.O.	
<i>Denmark.</i>	BERGSÆ, J. Fr.,	Govt.	Employers. Workers.
	HANSEN, J. A.,	Govt.	
	VESTESSEN, H.,	I.L.O.	
	HEDEBOL, Peder,	I.L.O.	
<i>Esthonia.</i>	—	—	—
	—	—	—
	LUTHER, Martin, ROI, Auguste,	I.L.O. I.L.O.	Employers. Workers.
<i>Finland.</i>	MANNIO, Niilo Anton, HALLSTEN, Gustaf Onni Immanuel,	Govt. Govt.	Employers. Workers.
	PALMGREN, Axel,	I.L.O.	
	HUTTUNEN, Edvard,	I.L.O.	
	—	—	
<i>France.</i>	—	—	—
	—	—	—
	LAVERGNE, A. DE, MILAN, Pierre,	I.L.O. I.L.O.	Employers. Workers.
<i>Germany.</i>	—	—	—
	—	—	—
	BRAUWEILER, R., GRASSMANN, P.,	I.L.O. I.L.O.	Employers. Workers.
<i>Great Britain.</i>	CHAMBERLAIN, Sir Arthur Neville,	Govt.	Employers. Workers.
	MACASSEY, Sir Lynden Livingstone,	Govt.	
	DUNCAN, Sir Andrew Rae,	I.L.O.	
	THOMAS, The Right Hon. J. H.,	I.L.O.	
	—	—	
<i>Greece.</i>	CHOIDAS,	Govt.	Employers. Workers.
	TOTOMIS, M. D.,	Govt.	
	NEGRIS, Constantin,	I.L.O.	
	LAMBRINOPOULOS, Timoléon,	I.L.O.	
<i>Haiti.</i>	DENNIS, Fernand,	Govt.	—
	—	—	—
	—	—	—
<i>Hungary.</i>	—	—	—
	—	—	—
	NOB, Alexandre, PEYER, Charles,	I.L.O. I.L.O.	Employers. 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>	—	—	—
	HALPIN, J. J.,	I.L.O.	Employers.
	DUFFY, L. J.,	I.L.O.	Workers.
<i>Italy.</i>	PERASSI, Tomaso,	Govt.	Employers. Workers.
	MICELLI, Giuseppe,	Govt.	
	BALELLA, Dr. Giovanni,	I.L.O.	
	CUCINI, Bramante,	I.L.O.	
<i>Japan.</i>	KAWANISHI, Jitsuzo,	Govt.	Employers. Workers.
	YOSHIZAKA, Shunzo,	Govt.	
	MUTO, Sanji,	I.L.O.	
	HAMADA, Kunitaro,	I.L.O.	
<i>Latvia.</i>	SCHUMANS, V.,	Govt.	—
	ROZE, Fr.,	Govt.	
	—	—	—
<i>Lithuania.</i>	SLIZYS, François,	Govt.	—
	RAULINAITIS, François,	Govt.	
	—	—	—
	—	—	—
<i>Luxemburg.</i>	—	—	—
	—	—	—
	WEBER, Paul,	I.L.O.	Employers.
	BARBEL, Barthélémy,	I.L.O.	Workers.
<i>Netherlands.</i>	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>	—	—	—
	—	—	—
	ZUBIETA, José Antonio,	I.L.O.	Employers.
	ADAMES, Enoch,	I.L.O.	Workers.
<i>Poland.</i>	KUMANIECKI, Dr. Casimir	Govt.	Employers. Workers.
	Ladislas,		
	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>	—	—	Employers. Workers.
	—	—	
	YOVANOVITCH, Vasa V.,	I.L.O.	
	URATNIK, Filip,	I.L.O.	

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 ¹ 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

¹ Envoy Extraordinary and Minister Plenipotentiary of Lithuania in Paris.

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
BERGSØ, 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
CHOU DHURI	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
DANOF, 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
HYLESTAD, 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
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 (E)	Nov. 27th, 1935
KNOB, A.	Hungary	Labour (E)	Jan. 16th, 1932

GENERAL LIST OF ASSESSORS

Name.	Country.	Labour or Transit.	Date of nomination.
KOOLEN, D. A. P. N.	Netherlands	Labour (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.	Esthonia	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
RESTREPO, A. J.	Colombia	„ (G)	—

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.	Esthonia	" (w)	Jan. 31st, 1931
ROZE, Fr.	Latvia	" (G)	Aug. 12th, 1926
RUUD, N.	Norway	Transit	Nov. 10th, 1921
SCHEIKL, G.	Austria	"	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
URRUTIA, Fr.	Colombia	" (G)	—
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 1, p. 79.)

Present holder of the post: M. ÅKE HAMMARSKJÖLD, Envoy Extraordinary and Minister Plenipotentiary of H.M. the King of Sweden, member of the Institute of International Law. He was appointed on February 3rd, 1922, and reelected on August 16th, 1929; his term of office expires on December 31st, 1936.

The Court has appointed as its Deputy-Registrar M. L. J. H. JORSTAD, head of division in the Norwegian Ministry of Foreign Affairs, who took up his duties on February 1st, 1931.

 III.—THE REGISTRY. (See E 1, p. 79.)

The officials of the Registry (apart from auxiliary officials²) 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 Auxiliary officials are those who are appointed for a period of less than six months.

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. Recaño	March 1st, 1922	British
Miss E. M. Fisher	January 1st, 1930	„
<i>Establishment :</i>		
M. D. J. Bruinsma, Accountant-Establishment Officer, Head of Department	August 1st, 1922	Netherlands
Jhr. F. C. Beelaerts van Blokland	(temporary ¹)	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	(temporary ¹)	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
<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

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

Name.	Date of appointment.	Nationality.
<i>Messengers</i> ¹ :		
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 ²)	"
M. H. van der Kooy	(")	"

* * *

Organization of the Registry. (See E 7, pp. 64 *et seq.*, and E 11, p. 36.)

* * *

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

* * *

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.)
The entry into force, on March 11th, 1936, of the Rules of Court as modified to bring them into harmony with the Court's revised Statute³, has involved the amendment of the Staff Regulations. The new Staff Regulations containing these amendments and other changes made necessary by the circumstances came into force on March 12th, 1936. They are as follows:

¹ On December 8th, 1935, M. G. A. van Moort, who since March 1st, 1922, had held the post of Chief Messenger of the Court, died at The Hague. At the first sitting held by the Court after the death of M. van Moort, the President paid a tribute to his memory; he said of him, amongst other things, that he "was always cheery; always ready to help in any way in his power, always able to get a thing done, whether inside or outside the Peace Palace; and indefatigable in his work".

² See footnote on p. 45.

³ Voir p. 61.

STAFF REGULATIONS FOR THE REGISTRY
OF THE PERMANENT COURT OF INTERNATIONAL JUSTICE

ADOPTED BY THE PRESIDENT ON FEBRUARY 6th, 1931,
AND APPROVED BY THE COURT ON FEBRUARY 20th, 1931,
IN ACCORDANCE WITH ARTICLE 21 OF THE RULES OF COURT,

WITH THE AMENDMENTS MADE
UP TO MARCH 12th, 1936.

PREAMBLE.

The present Statute for the Staff has been drawn up in accordance with Article 18, paragraph 2, of the Rules of Court and with the relevant decisions of the Assembly of the League of Nations; it applies to all officials of the Registry.

Article 1.

The Staff of the Registry comprises established, temporary and auxiliary officials.

Article 2.

The appointment of established officials is subject to the provisions of the present Regulations.

Temporary or auxiliary appointments are made, subject to the provisions of Article 5 below, on conditions to be fixed in each particular case, having regard to the provisions above mentioned.

Article 3.

Appointments shall be made in all cases by means of a letter addressed by the Registrar to the person concerned and replied to by the latter. This letter, which shall contain an express reference to the present Regulations, shall indicate the position offered, the category in which it is placed, the commencing salary and the special conditions, if any, applicable to the case.

The letter above mentioned, together with the reply thereto, shall constitute the official's title to his appointment.

Any question arising in connection with the rights and duties resulting from this appointment which is not expressly dealt with in the present Regulations shall be settled by the Registrar, who will supply any deficiencies, having regard to the rules in force in the Staff Regulations of the Secretariat of the League of Nations and the International Labour Office.

Differences between the Registrar and officials of the Registry which may arise in connection with the application of the provisions of the present Regulations and of those referred to in the

preceding paragraph shall, failing agreement with the Registrar and without prejudice to the application of the provisions of the Regulations concerning a pensions scheme for the Staff of the League of Nations, be submitted, either by the Registrar or by the official concerned, to the Court or to any person or persons selected by it from amongst its members and to whom the necessary powers are delegated.

Article 4.

1.—Established officials are appointed for periods of seven years. Save in the case of the post of Deputy-Registrar (Rules of Court, Article 14, paragraph 6), the appointment, at the expiration of each period of seven years and failing notice to the contrary, shall be automatically renewed for a further period of seven years, until the age-limit is reached. In the event of the non-renewal of the appointment, six months' notice shall be given.

2.—Even during a period of seven years and without prejudice to the terms of Article 13 (below), the Registrar, subject to the notice laid down above, may terminate the appointment of an official in the case of incompetency, not calling for disciplinary measures, as also in the event of the suppression of the post as a result of reorganization.

In these circumstances, the official concerned shall receive an equitable indemnity, fixed in accordance with the principles indicated in Article 3, paragraph 3, above.

3.—At any time during the period of their appointment, officials may terminate it by giving six months' notice, which may, in any particular case, be reduced by agreement between the Registrar and the person concerned.

4.—The age-limit referred to in No. 1 above shall be sixty years, though the Registrar shall have the right to retain the services of an official for a further period, which, normally, will not exceed five years.

Article 5.

1.—Temporary appointments shall be made for uninterrupted periods of a duration of less than seven years and more than six months.

2.—Auxiliary appointments shall be made for isolated or consecutive periods not in principle exceeding the period comprised between two judicial vacations.

Article 6.

1.—Newly appointed or promoted officials of the Registry are divided into categories at all times corresponding to those provided for in the Staff Regulations of the Secretariat of the League of Nations and of the International Labour Office, and in the annexes

to these Regulations; for the calculation of the salaries of officials of the Registry, 1 florin is taken as equalling 2 Swiss francs.

2.—The commencing salary of an official in his category shall be fixed by the Registrar. The salary thus fixed may be increased in the proportion and up to the maximum indicated in the Regulations and annexes referred to in paragraph 1.

3.—The provisions of paragraphs 1 and 2 of this Article shall not affect rights acquired under contracts in force on November 1st, 1935.

4.—The salaries of all officials entitled to a pension under the Regulations of the Pensions Fund of the League of Nations shall be payable subject to deduction of the contributions prescribed by those Regulations.

The salaries of all officials who, after the coming into force of the Regulations of the Pensions Fund, remain members of the Staff Provident Fund, shall be payable subject to deduction of the prescribed contribution to that Fund.

Article 7.

In each category, the daily rates of subsistence allowance are the same as those laid down, at the time when the journey is undertaken, for officials of the corresponding category in the Secretariat of the League of Nations and in the International Labour Office, the amount in Swiss francs being converted into florins at the rate of 1 florin to 2 Swiss francs.

Travelling expenses incurred on official business will be refunded on presentation of a detailed statement approved by the Registrar.

Article 8.

Salaries shall be fixed in Dutch florins and payable in the same currency. The same rule shall apply as regards any allowances and travelling expenses.

Article 9.

The hours of work shall be forty-two per week. The Registrar may, however, in so far as the pressure of work permits, reduce this number to thirty-eight by deciding that the Office shall be closed on Saturday afternoon.

The office hours shall, in general, be from 9.30 a.m. to 6 p.m. The luncheon interval is one hour and a half.

These hours may be modified by the Registrar as the work of the Office may require.

Officials whose annual salary does not exceed 5,000 florins shall be entitled to overtime pay for each hour of work done during the week over and above the regulation forty-two hours. The rate of overtime pay shall be fixed by the Registrar.

In the case of officials whose salary is between 5,000 and 5,625 florins, corresponding additional leave shall be granted in place of overtime pay.

In all circumstances, the Staff whose salary is between 3,000 and 5,000 florins, and who do not form part of shifts which relieve each other, shall be entitled to receive overtime pay for work done either after 8 p.m. or on Sundays or holidays.

Article 10.

1.—Without prejudice to the Registrar's right to grant leave in special circumstances, officials holding a permanent or temporary appointment are entitled to a regular annual holiday of the same duration as that of officials of the Secretariat of the League of Nations and of the International Labour Office, belonging to the corresponding categories. The holidays of Staff engaged on an auxiliary basis are fixed by the Registrar in each particular case. The Registrar shall prepare a roster of holidays.

2.—The public holidays observed in the Netherlands shall not be regarded as working days.

3.—The members of the Staff engaged on an international basis shall be entitled to have refunded the cost of one return journey each year for the purpose of proceeding to their recognized homes. Similarly, they shall be entitled, once every three years, to have refunded the travelling expenses incurred by their wives and children under age in proceeding to their recognized homes. In order to take advantage of this right, each member of the Staff must have informed the Registrar, as soon as possible after his appointment, of the name of the place which is to be regarded as his or her recognized home.

Article 11.

Sick leave is granted in accordance with conditions to be determined after paying due regard to each particular case.

In principle, such leave shall be granted without reduction of salary. Should the leave be of long duration, a reduction may be considered. Any decision as to a reduction of salary shall be taken by the Registrar, subject to the approval of the President.

In the event of absence from duty on the ground of illness extending over more than three consecutive days, the official concerned must furnish a medical certificate.

Article 12.

1.—The officials of the Registry shall have the benefit of the pensions scheme instituted for the Staff of the League of Nations, under the conditions and with the rights and obligations resulting from the regulations establishing this scheme.

2.—Officials of the Registry who, *ipso facto*, are entitled to benefit by this scheme and those who desire to do so, shall undergo medical examination by a duly qualified doctor selected by the Registrar, in order to verify that the official is in good health at the time of his appointment, that he is free from any defect or disease likely to interfere with the proper discharge of his duties, and that there

is no record of disease in his past medical history or clearly marked predisposition to any disease likely to cause premature invalidity or death.

3.—The Court undertakes to refund 50 per cent. of the premiums payable on sickness insurance policies taken out by officials of the Registry and duly approved for the purpose by the Registrar.

Article 13.

The Registrar may, with the approval of the President, adopt disciplinary measures in regard to any official of the Registry involving :

- (a) a reprimand, addressed to the official in writing and entered in the personal file relating to the official ;
- (b) a reduction of salary ;
- (c) suspension, with or without total or partial deprivation of salary ; except in special cases, suspension shall have no effect upon the seniority of the official concerned from the point of view of his right to pension ;
- (d) dismissal, with or without notice.

In all the cases enumerated under (a) to (d) above, the official concerned shall have the right of appeal to the full Court.

Article 14.

The present Statute of the Staff may be modified by the Registrar with the approval of the President. The Registrar shall take into consideration any proposal made to this effect by at least three members of the Staff.

* * *

(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 1936 : *Judges* : M. Montagna (Italian), *President*, M. Devèze (Belgian), M. Undén (Swedish).—*Deputy-Judges* : M. Eide (Danish), M. van Ryckevorsel (Netherlands), M. de Tomcsányi (Hungarian). M. Undén having resigned, the Council of the League, on May 13th, 1936 (3rd meeting of its 92nd Session), appointed M. Eide (Danish) as a judge, and M. Frantisek Vesensky (Czechoslovak) as deputy-judge to fill the vacancy caused by M. Eide's appointment.

Administra-
tive Tribunal
of the L. N.

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.)

When a member of the Court dies, it has been the practice of the Netherlands authorities to allow the widow of the deceased to retain his immunities for a certain time ; in a

recent case, this practice was confirmed by a written communication.

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.)

Library.

(See E 6, pp. 51-53; E 7, pp. 83-87; E 8, pp. 52-53; E 9, p. 52; E 10, pp. 32-33; E 11, pp. 37-38.)

The Library Committee held its tenth meeting on December 3rd, 1935. At this meeting, the Committee considered and approved proposed lists of purchases in respect more particularly of the following countries: Union of South Africa, Austria, United Kingdom of Great Britain and Northern Ireland, Czechoslovakia, Denmark, France, Italy, Mexico, Norway, Poland, Sweden, Switzerland, United States of America, Yugoslavia.

On June 15th, 1936, the number of volumes placed by the Court in the Carnegie Library, in accordance with the agreement of 1931¹, was 3316.

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 ¹.

On June 15th, 1936, fifty-seven States or Members of the League of Nations had signed the Protocol of Signature of the Statute, dated Geneva, December 16th, 1920, drawn up in accordance with the Assembly decision of December 13th, 1920, and which remains open for signature by the States mentioned in the Annex to the Covenant ². The signatory States are: the Union of South Africa, Albania, the United States of America, Argentina ³, Australia, Austria, Belgium, Bolivia, Brazil, the United Kingdom of Great Britain and Northern Ireland, Bulgaria, Canada, Chile, China, Colombia, Costa Rica ⁴, 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,

Signatories of
the Protocol
of Signature
of the Statute
(Dec. 1920).

¹ As stated below (p. 54), the Court's Statute has been amended by the revision Protocol of September 14th, 1929, which came into force on February 1st, 1936. This Protocol provides (§ 6) that after its entry into force, any acceptance of the Statute of the Court shall constitute an acceptance of the Statute as amended.

² The States mentioned in the Annex to the Covenant of the League of Nations and which, on June 15th, 1936, had not signed the Protocol of Signature of the Statute, are: Ecuador, Sa'udi Arabia (Hedjaz) and Honduras.

³ The Protocol of Signature of the Statute was signed on behalf of the Government of the Argentine Republic on December 28th, 1935; the revision Protocol was also signed on behalf of Argentina on the same date (see note 1 above).

⁴ 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.

Roumania, Salvador, Siam, Spain, Sweden, Switzerland, Turkey¹, Uruguay, Venezuela, Yugoslavia.

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

* * *

Entry into
force of the
revised
Statute.

It was stated in the Eleventh Annual Report (p. 40) that on June 15th, 1935, the Protocol of Revision of September 14th, 1929, had been signed by 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, Esthonia, 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, Uruguay, Venezuela, Yugoslavia.

It was also stated that on the same date all these States had ratified the revision Protocol, except the United States of America², Bolivia, Brazil, Guatemala, Nicaragua, Panama and Peru; and that of these seven States the ratifications of three, namely, Brazil, Panama and Peru, were required for the entry into force of the revision Protocol, since they had ratified the Protocol of Signature of December 16th, 1920.

On September 11th, 1935 (4th plenary meeting of the 16th Session), the Swiss delegation submitted to the Assembly of the League of Nations the following Resolution in regard to this situation, which Resolution the Assembly adopted on September 16th (5th meeting):

“The Assembly,

Whereas the amendments to the Statute of the Permanent Court of International Justice adopted in 1929 have not yet come into force;

¹ The Protocol of Signature of the Statute was signed on behalf of the Government of the Republic of Turkey on March 12th, 1936, that is to say, after the entry into force of the revision Protocol (see p. 53, note 1).

² The point of view of the Government of the United States as regards the putting into force of the amendments to the Statute of the Court was expressed by the Secretary of State in a letter of June 25th, 1930, to the Secretary-General of the League, to the following effect: “The Secretary of State perceives no reason to object to the coming into force, between such nations as may have become parties thereto, of the amendments to the Statute of the Permanent Court of International Justice as set out in the annex to the Protocol dated September 14th, 1929, which have not been ratified by the United States.”

Whereas in the resolution which it adopted in 1932¹ the Assembly stressed the importance which it attaches to the prompt entry into force of these amendments:

Decides to refer to the First Committee the passage in the supplementary report on the work of the League dealing with this question (Doc. A. 6 (a). 1935, p. 64²);

Requests the First Committee to consider what steps can be taken to remedy this situation."

After examining the question, the First Committee laid before the Assembly its report, which begins by citing the relevant provisions of the revision Protocol regarding the entry into force of that instrument, and continues as follows:

"On September 1st, 1930, the condition laid down in Article 4—namely, that the States parties to the Protocol of December 16th, 1920, should have ratified the Protocol of Revision or should have assured the Council that they had no objection to the coming into force of the amendments—not having been fulfilled, the Protocol could not come into force. This removed the reason militating in favour of the immediate entry into force of the Protocol, which was that it would be desirable for the new Statute to be adopted before the general renewal of the judges of the Permanent Court of International Justice which took place in September 1930.

Nevertheless, the Assembly did not lose sight of the advantage of the amendments to the Statute entering into force as soon as possible. Thus, on September 25th, 1930, it expressed the hope that the States which had not so far ratified the Protocol of amendment would proceed as soon as possible to ratify that Protocol. The Assembly repeated this wish on September 20th, 1931, and on October 14th, 1932, it addressed an urgent appeal to the States which had not yet ratified the Protocol asking them that if 'they should consider that peremptory reasons prevented them from ratifying the Protocol', they should 'inform the Secretary-General without delay of the nature of those reasons'.

At present, with the exception of Brazil, Panama and Peru, all the States parties to the Protocol of December 16th, 1920, have ratified the Protocol of Revision. The three States mentioned above have signified that they will soon be in a position to deposit their instruments of ratification.

As regards the United States of America, whose position is referred to in Article 7 of the Protocol of September 14th, 1929, and which ratified neither the Protocol of Revision nor the Protocol concerning their accession to the Statute of the Court, they stated, on June 25th, 1930, that they would raise no objection 'to the coming into force between such nations as may have become parties thereto of the amendments to the Statute of the Permanent Court of International Justice'.

¹ See E 9, p. 58.

² This passage reproduces the information given on pages 40-41 of the Eleventh Annual Report concerning the position in June 1935 with regard to the signature and ratification of the revision Protocol of 1929.

It would appear that in these circumstances there should no longer be any obstacles to the putting into force of the Protocol of amendment, which would strengthen the administration of international justice by substituting a final régime for the provisional régime provided for in the Assembly Resolution of September 25th, 1930. The Swiss delegation accordingly laid before the First Committee a draft resolution 'greatly hoping that the last ratifications upon which the entry into force of the amended Statute depends will soon be deposited, so as to bring finally into operation a reform the utility of which has been generally recognized since 1929'.

This draft met with a favourable reception in the Committee. Certain delegations, nevertheless, suggested that, as the three countries whose ratifications were awaited clearly had no longer any objection to the putting into force of the Protocol of September 14th, 1929, it might be preferable, to save time, to put this Protocol into force at a date to be agreed upon. To this proposal it was objected that, as for years past the three countries in question had been urged to deposit their instruments of ratification, it would be somewhat difficult to modify suddenly the procedure hitherto followed. The Committee finally decided upon an intermediate solution, under which the Protocol will enter into force on February 1st, 1936, even if the three missing instruments of ratification have not been deposited at Geneva by that date, on condition, however, that the three States concerned make no objection to the proposed expeditious procedure.

In virtue of the resolution proposed, the text of which is given below, it will be for the Council to take the necessary steps to put the Protocol into force on February 1st, 1936. Of course, if the States mentioned above have all deposited their instruments of ratification at an earlier date, the Protocol will enter into force sooner, and the Council will not have to intervene.

The date of February 1st has been fixed in consideration of the fact that this is the date of the opening of the ordinary session during which the Court will probably undertake the second reading of a revised draft of its Rules.

In the course of discussion, certain delegations emphasized the importance of conventions concluded with the assent of every State not being allowed to remain a dead letter owing to the absence of the necessary ratifications. They emphasized the injustice of the wishes of a great majority of States desiring to establish certain legal rules between them being paralyzed by a small minority. It would seem desirable for certain precautions to be taken in the future to prevent the recurrence of such situations, which are liable to injure the legitimate interests of the community and are harmful to the authority of the League of Nations. These observations undoubtedly expressed the feeling of a large number of delegations.

The Committee was unanimous in declaring that it did not think it necessary for the present report to be discussed at a plenary meeting of the Assembly."

At the end of its report, the First Committee proposed the following Resolution for adoption by the Assembly:

“The Assembly,

Referring to its Resolution of October 14th, 1932, by which it addressed an urgent appeal to the States concerned to ratify as soon as possible the Protocol of September 14th, 1929, concerning the revision of the Statute of the Permanent Court of International Justice;

Recalling further that since January 1st, 1931, and pending the entry into force of the above Protocol, the Court has continued to work under a provisional system set up by the Assembly's Resolutions of September 25th, 1930;

Considering it to be in the interests of good administration of international justice and of the part which the Court should play in the life of the nations that the Court should be organized upon a definitive basis;

Observing with satisfaction that the Protocol of September 14th, 1929, has been ratified by almost all the States whose ratification is necessary to bring it into force and that all the instruments of ratification except three have been deposited;

Recalling that Articles 4 and 35 of the Statute, as amended by the Protocol of September 14th, 1929, enable the organs of the League of Nations to regularize in an equitable manner the situation, in regard to the election of members of the Court, of States which, having signed and ratified the Statute, are not Members of the League of Nations;

Considering that, according to the information before the Assembly, the States whose ratifications are necessary have indicated an intention to ratify;

Observing accordingly that the entry into force of the Protocol of September 14th, 1929, seems no longer to encounter any difficulty;

Being anxious to accelerate as much as possible the introduction of a reform the utility of which has been generally recognized since 1929;

Requests the Council to take the necessary measures to put the Protocol into force on February 1st, 1936, if the last instruments of ratification have not been deposited before that date, and on condition that the States which have not already ratified have not in the meanwhile made objection to the contemplated procedure;

Instructs the Secretary-General to communicate the present Resolution to the governments of the States concerned.”

On September 27th, 1935 (12th meeting of the 16th Session), the Assembly took note of the First Committee's report and adopted the proposed Resolution.

On January 23rd, 1936 (5th meeting of the 90th Session), the following report on the question was laid before the Council of the League of Nations (the beginning of the report which sets out the Assembly Resolution is not reproduced):

“

The States referred to in this Resolution of the Assembly are Brazil, Panama and Peru.

By a letter of October 10th, 1935, the Secretary-General communicated the text of the Assembly's Resolution to these States and invited their attention to its tenor. He asked them to be good enough to inform him before January 20th, 1936, of any objections which they might have to the procedure contemplated by the Assembly. The text of the Secretary-General's letter and the replies which have been received from the Foreign Ministers of Brazil and Peru are reproduced in the document C. 59. 1936. V¹.

¹ The text of these letters is as follows (*translation*):

Letter, dated October 10th, 1935, from the Secretary-General to the Ministers for Foreign Affairs of Brazil, Panama and Peru.

"I have the honour to inform you that the Assembly of the League of Nations, during its recent session, examined the question of the entry into force of the amendments to the Statute of the Permanent Court of International Justice (Protocol of September 14th, 1929) and, on September 27th, adopted the following Resolution: [*See above, p. 57.*]

2. The report of the First Committee which accompanied the Resolution when it was submitted to the Assembly gives the following explanations with regard to it: [*See above, p. 55.*]

You will find enclosed herewith the full text of the First Committee's report (doc. A. 62. 1935. V).

3. I have the honour to request that in case your Government should desire to formulate any objection to the procedure contemplated by the Assembly's Resolution it will be so good as to notify me as soon as possible, and in any event before the opening of the Council session of January next, which, under the Council's Rules of Procedure, should open on Monday, January 20th. At this session the Council will be called upon to decide whether the amendments to the Statute do or do not enter into force on February 1st."

Letter, dated November 8th, 1935, from the Minister for Foreign Affairs of Brazil to the Secretary-General.

"I have the honour to acknowledge receipt of the note of October 10th last by which the Secretariat transmitted to me document A. 62. 1935. V, and communicated to me the Resolution of the Assembly of the League of Nations of September 27th, 1935, regarding the entry into force of the amendments to the Statute of the Permanent Court of International Justice.

2. You have further been so good as to bring to my attention in that note, not merely the text of the above-mentioned Resolution, but also the explanations regarding it contained in the report of the First Committee, which is reproduced in full in the document A. 62. 1935. V.

3. In transmitting to me the text of the Resolution and report above mentioned, you have been so good as to ask if the Brazilian Government desires to formulate objections to the procedure contemplated by the Assembly, according to which the amendments in the Statute of the Court are to enter into force on February 1st, 1936, even if they have not been ratified by countries which, like Brazil, have not so far accomplished this formality.

4. In reply, I hasten to inform you that the above-amended Protocol of the Court has been transmitted to the legislative power for approbation and that it is expected that by the end of the year the necessary formalities for ratification and promulgation of the said text will have been accomplished.

5. The delay in the ratification of the amendments to the Statute is due to a desire to wait for the approval by the Senate of the United States of North America of the instrument concerning the accession of the United States to the Court, since the Brazilian Government would have desired to ratify both Protocols at the same time, a procedure which has become pur-

The Government of Peru states that the Protocol of 1929 has been submitted to Congress with a view to ratification and that, in any case, that Government has no objection to the procedure provided for in the Assembly's Resolution¹.

The Government of Brazil, which also states that the Protocol has been submitted to the legislative power, does not formulate any objection.

As regards the Government of Panama, it must be recalled that, by a letter of July 5th, 1933, the Foreign Minister of that country has already informed the Secretary-General that his Government raises no objection to the Protocol entering into force. Accordingly, having made no reply to the Secretary-General's letter of October 10th, 1935, the Government of Panama is to be considered as not opposing the entry of the amendments into force in accordance with the Assembly's Resolution.

We have, therefore, now good grounds for considering that the long-expected reform, which will give the Permanent Court of International Justice its new Statute, is practically realized.

Unless, contrary to all expectation, objections should be notified before February 1st next, the Secretary-General could on that date, in the name of the Council and in a communication addressed to the governments and the Registrar of the Court, declare the Protocol of September 14th, 1929, to have entered into force.

I have accordingly the honour to propose that if the Council shares my view it should, by adopting the present report, authorize the Secretary-General to proceed at the proper moment in the manner which I suggest to the declaration in question."

The Council adopted the conclusions of the report and, on February 1st, 1936, the Secretary-General of the League of Nations sent the following letter to the Registrar of the Court:

"Sir,

In accordance with the Resolution adopted by the Assembly of the League of Nations on September 27th, 1935, regarding the entry

poseless, since it has been made evident that the United States will not accede to the Court."

Letter, dated October 31st, 1935, from the Minister for Foreign Affairs of Peru to the Secretary-General.

"I have the honour to acknowledge receipt of your letter of the 10th instant regarding the entry into force of the Protocol for the revision of the Statute of the Permanent Court of International Justice of September 14th, 1929, together with the Resolution adopted by the Assembly on this subject.

In reply, I hasten to inform you that, by a communication of the 14th of this month, the Government submitted the Protocol in question to Congress with a recommendation for ratification.

As regards the question asked by Your Excellency, I have pleasure in stating that the Government of Peru has no objection to the procedure contemplated for the purpose of bringing the instrument in question into force on February 1st, 1936."

¹ On February 1st, 1936, the Secretary-General of the League of Nations informed the Registrar of the Court that the Secretariat had received a telegram from the Minister for Foreign Affairs of the Republic of Peru, stating that the Peruvian Congress had approved the revision Protocol on January 28th, 1936, and that he would shortly send the instrument of ratification.

into force of the Protocol of September 14th, 1929, concerning the revision of the Statute of the Permanent Court of International Justice, and in accordance with the report adopted by the Council of the League of Nations on this subject on January 23rd, 1936, I have the honour, by order and in the name of the Council, to notify you that this Protocol came into force on February 1st, 1936. I have, etc."

By a circular letter of February 3rd, 1936, the Secretary-General informed States Members of the League of Nations, by the direction and in the name of the Council, that, the conditions laid down in the Assembly's Resolution of September 27th, 1935, having been fulfilled, the Protocol had entered into force on February 1st, 1936¹.

¹ With reference to this communication, the Minister for Foreign Affairs of the United States of Brazil, on March 17th, 1936, sent to the Secretary-General of the League of Nations the following letter :

"Sir,

I have the honour to acknowledge receipt of letter C. L. 20. 1936. V, dated February 3rd, 1936, in which, with reference to the Resolution adopted by the Assembly of the League of Nations on September 27th, 1935, regarding the entry into force of the Protocol of September 14th, 1929, concerning the revision of the Statute of the Permanent Court of International Justice and the report adopted by the Council of the League of Nations on January 23rd, 1936, you notify me, by the direction and in the name of the Council, that, the conditions laid down in the Assembly's Resolution having been fulfilled, the said Protocol entered into force on February 1st, 1936.

2. I take note of this decision and would at the same time remind you that, in a note dated November 8th, 1935, the Brazilian Government informed the Secretary-General that it had already submitted for the consideration of the legislative power the Protocol concerning the revision of the Statute of the Permanent Court of International Justice.

3. It is true that the Brazilian Government did not, on that occasion, either implicitly or explicitly raise any objection to the entry into force of the Protocol on the date, February 1st, 1936, which had already been fixed. At the same time, however, the note to which reference is made stated that the Brazilian Government hoped that the Protocol would be approved by the Brazilian Chambers before December 31st, the date on which legislative work would be suspended. Nevertheless, in view of the fact that the Brazilian Government was in a position to ratify the Protocol at once, this seemed to it to constitute a reason, at least plausible if not indeed conclusive, why the Council of the League of Nations should consult the Brazilian Government on the matter.

4. I recognize that, owing to the Communist movement which broke out in November 1935 and which called for immediate legislative measures of far-reaching effect, the Brazilian legislative power did not in fact have time to reach a decision.

5. I recognize that it was the right, and indeed the duty, of the Council of the League of Nations to take urgent measures with a view to securing the entry into force of the Protocol, more particularly after the decision reached by the Senate of the United States. It must also be recognized, however, that between the Resolution of September 27th, 1935, and the date fixed for the entry into force of the Protocol, namely, February 1st, 1936, the intervening period was in reality insufficient for the normal procedure of ratification of an international instrument in a country constitutionally organized

The revision Protocol of September 14th, 1929, contains the following clause :

“5. After the entry into force of the present Protocol, the new provisions shall form part of the Statute adopted in 1920 and the provisions of the original articles which have been made the subject of amendment shall be abrogated.”

Accordingly, the new text of the Statute has governed the activities of the Court since February 1st, 1936 ; the new text 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.

According to § 6 of the revision Protocol, “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”.

II.—THE RULES OF COURT.

The Rules of Court were originally framed at the preliminary session of the Court (Jan.-March 1922) ; they were revised in 1926, and one article was amended in September 1927 ; in January-February 1931, further amendments were introduced.

as is Brazil and, if the Brazilian Government had not entertained the hope that the Protocol would be approved by the legislative power before December 31st, 1935, it would certainly have appealed to your good offices to request the extension of so short a time-limit.

6. I venture to hope that these observations, though they do not constitute a protest against the decision reached by the Council of the League of Nations, may be taken into consideration, since my Government has felt it desirable to formulate them, not only because it thinks it proper to show that it has acted with all due promptitude, but also, and more particularly, because it considers it necessary to safeguard the legal principle that an *international* instrument fully in force should not be modified without the previous and express agreement of all the contracting parties, unanimity being an essential condition in that connection, and the decision in question being one that might be invoked at a future date as a precedent of great significance.

7. The Brazilian Government, impelled by the respect it has always paid to the juridical relations between nations, feels bound not to approve by its silence this precedent, the effect of which must clearly, as stated above, be very disadvantageous in the future.

8. The Brazilian Government feels further that it should point out that the present observation in no sense implies any opposition to the amendments introduced in the Statute of the Court—more especially so because, in his message of October 28th, 1935, the President of the Republic, when submitting the said Protocol for the consideration of the legislative power, asked that it should be approved in full.

9. I should be very grateful if you would kindly communicate the present reservation by the Brazilian Government to those whom it may concern.

I have the honour to be, etc.

(Signed) JOSÉ CARLOS DE MACEDO SOARES.”

The text of the Rules in force as from February 21st, 1931, is published in the second edition (1931) of Volume No. 1 of Series D. of the Court's Publications. The records of the preparation of the Rules have been published in Volume No. 2 of Series D.; for the revision undertaken in 1926, see the first addendum to this volume; for the amendments made in 1927, see the Fourth Annual Report, pages 72-78; for the amendments made in 1931, see the second addendum to Volume No. 2 of Series D.

An account of the methodical examination of the Rules undertaken by the Court since 1931 with a view to their complete revision has been given in the Seventh Annual Report (pp. 105-109), the Ninth Report (pp. 62-63), the Tenth Report (pp. 37-38) and the Eleventh Report (pp. 41-42). In April 1935, the Court adopted a set of revised Rules in first reading, intending to read them a second time before the end of the year. Its judicial work, however, made this impossible. On February 1st, 1936, when the revised Statute came into force, the Court had to combine the second reading of the draft Rules with a further revision designed to bring the Rules adopted in first reading into harmony with the revised Statute.

This work was completed on March 11th, 1936. On that date the Court adopted a set of Rules which was notified to Members of the League of Nations through the Secretary-General of the League and to other States entitled to appear before the Court by the Registrar direct. In transmitting to the Secretary-General the copies intended for States Members of the League of Nations, the Registrar, on March 21st, 1936, sent him the following letter, which gives a brief account of the work of revision undertaken by the Court:

"Sir,

In my letter of March 13th, 1936, I informed you that I was about to send for distribution to Members of the League of Nations and to the Secretariat, 425 copies of a volume containing, *inter alia*, documents concerning the institution and working of the Court, and the Rules adopted on March 11th last under Article 30 of the Statute (*Publications of the Court*, Series D., No. 1, 3rd ed., March 1936). In to-day informing you that these volumes have just been despatched, I have the honour, in accordance with my instructions, to draw your attention to the following facts.

The first Rules of Court were adopted on March 24th, 1922, at the 'preliminary' session which inaugurated the work of the Court. The Rules were supplemented and revised in 1925-1926, in accordance with the experience gained, and a revised text came into force on July 31st, 1926. One provision was added on September 7th, 1927, to Heading 2, relating to advisory procedure, of Chapter II.

On September 25th, 1930, the Assembly adopted a series of resolutions designed to give effect, as far as possible, without modifying the Statute, to the amendments to that instrument which

were made by the Protocol of September 14th, 1929, but which, contrary to expectation, had not come into force by September 1st, 1930. The Assembly, at the same time, expressed the hope that, as suggested in the report of the Committee of Jurists adopted by the Council on September 12th, 1930, the Court would give consideration to the possibility of regulating afresh, on the basis of Article 30 of the Statute then in force and pending the coming into force of the revised Statute, the questions of the sessions of the Court and the attendance of judges. These amendments were adopted and came into force on February 21st, 1931.

When examining the Rules for the purpose of the partial revision then undertaken, the Court came to the conclusion that a 'general revision' of that instrument at some later date was desirable. In order to prepare the ground for this work—which, according to the Court's original intention, was to be based on the Statute as amended by the Protocol of September 14th, 1929—the Court, in May 1931, appointed from among its members four Committees amongst which were divided, for study and report, the provisions of the Rules in force and the decisions constituting the Court's practice which had not yet been codified. The rapporteurs of each of these Committees, under the chairmanship of the President, constituted a Co-ordination Committee, whose task was to harmonize the work of the four Committees.

The latter presented their reports at the end of 1933 or early in 1934. After a first survey of their conclusions, the Court decided (1) to continue the work on the basis of the Statute then in force, i.e. without regard to the 1929 amendments, and (2) to envisage in the first place only such amendments as might be considered urgent. The Committees were instructed to present supplementary reports on this new basis, and individual judges were invited to submit observations on the Committee's proposals. The Co-ordination Committee was asked, from the data thus obtained, to prepare a draft to serve as a basis for the subsequent discussions. This it did in the form of a report accompanied by proposed new texts for the whole of the Rules.

At a short session held in May 1934, the Court considered a section of this report and adopted the corresponding draft rules in first reading. The work was completed at the ordinary session in 1935, and on April 10th, 1935, a complete new text of the Rules was adopted in first reading. It was intended that the second reading should take place before the end of the year.

Circumstances, however, prevented the Court—which was engaged in judicial work—from carrying out this programme. Meantime, in September 1935, the Assembly decided that, under certain conditions, the amendments to the Statute adopted in 1929 should come into force on February 1st, 1936. These conditions having been fulfilled, it was incumbent on the Court, when it met on that date, to combine the second reading with a fresh revision designed to bring the texts adopted in first reading into harmony with the revised Statute.

The Rules adopted on March 11th, 1936, as the outcome of the preparatory work briefly described above, purport (1) to complete the old Rules by embodying in them for the information of litigants

the precepts evolved in practice since 1926¹; (2) to present the whole body of Rules in a more logical order; (3) to bring them into conformity with the letter and spirit of the revised Statute and of the concomitant Assembly resolutions. With regard to this third point, it should be observed that, whereas in paragraph 2 of Article 25 of the revised Statute it is stated that the Rules of Court may provide for allowing one or more judges, according to circumstances and in rotation, to be dispensed from sitting, the Court, after discussion, did not see any occasion at the moment to utilize this right, but will do so if and when circumstances require it. I have, etc."

The text of the Rules adopted on March 11th, 1936, 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, of which the following is a summary :

- (1) Article 14 of the Covenant of the League of Nations.
- (2) Resolution passed by the Assembly of the League of Nations on December 13th, 1920.
- (3) Protocol of Signature of the Statute (Dec. 16th, 1920).
- (4) The Optional Clause attached, relating to the acceptance of the jurisdiction of the Court as compulsory.
- (5) Resolution concerning the revision of the Statute (Tenth Assembly, Sept. 14th, 1929).
- (6) Protocol concerning the revision of the Statute (Sept. 14th, 1929).
- (7) Letter from the Secretary-General of the League of Nations to the Registrar (Feb. 1st, 1936).
- (8) Statute of the Court.
- (9) Rules of Court.
- Annex*: Resolution of the Council (May 17th, 1922).
- (10) A. Resolution concerning the salaries of judges (Tenth Assembly, Sept. 14th, 1929).
- B. Resolution concerning the Regulations governing the grant of pensions to members and to the Registrar of the Court (Tenth Assembly, Sept. 14th, 1929).
- C. Resolution concerning the Regulations for the repayment of travelling expenses of judges (Tenth Assembly, Sept. 14th, 1929).
- (11) Indemnities payable to certain judges and technical assessors of the Court :
 - A. Resolution adopted by the Assembly of the League of Nations on September 23rd, 1922.

¹ Cf. p. 196 of this volume, in Chapter VI, the Resolution adopted on March 17th, 1936, amending the Resolution of February 20th, 1931, "regarding the Court's judicial practice" (Series D., No. 2, second add., p. 267, § 177, and p. 300, No. 44).

B. Rules for the payment of allowances and expenses to technical assessors, adopted by the Court on January 20th, 1923.

(12) Salary of the Registrar of the Court :

A. Extract from the minutes of the 21st Session of the Council, 1st meeting, August 31st, 1922.

B. Resolution adopted by the Council on May 21st, 1931.

(13) Diplomatic privileges and immunities of judges and officials of the Registry :

1. Letter from the President of the Court to the Minister for Foreign Affairs of the Netherlands (May 22nd, 1928).

2. Letter from the Minister for Foreign Affairs of the Netherlands to the President of the Court (May 22nd, 1928).

3. General principles.

4. Regulations for the application of the foregoing principles.

(14) Staff Regulations for the Registry.

The records of the preparatory work for the revision of the Rules which resulted in the text adopted on March 11th, 1936, will be published, as soon as possible, as a third addendum to Volume No. 2 of Series D.

III.—INDEX TO THE STATUTE OF THE COURT—AMENDED
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CHAPTER III.

THE COURT'S JURISDICTION.

I.—JURISDICTION IN CONTESTED CASES.

(1) *Jurisdiction* *ratione materiae*.

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. 105-106, and for the list of cases for advisory opinion, see pp. 115-117.

CASES SUBMITTED BY SPECIAL AGREEMENT.

No. in Gen. List.	Name of the case.	Parties.	Date of special agreement.
II	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

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 Chapters X of the Eighth, Ninth, Tenth and Eleventh Annual Reports and of 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, 1936, 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, Luxemburg, Mexico, Monaco, Netherlands, New Zealand, Norway, Panama, Peru, Poland (for Poland 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, 1936, may be divided into several categories²:

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.)

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. 390-424 of this volume for a list in chronological order of these instruments.

At its 19th Session held at Geneva in June, 1935, the International Labour Conference adopted the following conventions¹:

Convention concerning the employment of women on underground work in mines of all kinds.

Convention limiting hours of work in coal mines (revised 1935).

Convention concerning the reduction of hours of work to forty a week.

Convention concerning the establishment of an international scheme for the maintenance of rights under invalidity, old-age, and widows' and orphans' insurance.

Convention concerning the reduction of hours of work in glass-bottle works.

*E.—Political Treaties (of alliance, commerce, navigation)
and others.*

The list of agreements of this nature which had come to the knowledge of the Registry on June 15th, 1935, is given in the Fourth Annual Report (pp. 81-85), the Fifth Annual Report (pp. 99-100), the Sixth Annual Report (pp. 105-106), the Seventh Annual Report (pp. 114-115), the Eighth Annual Report (pp. 65-67), the Ninth Annual Report (pp. 68-69), the Tenth Annual Report (p. 43) and the Eleventh Annual Report (p. 46). As on June 15th, 1936, the following are to be added, which, together with those contained in the Fourth, Fifth, Sixth, Seventh, Eighth, Ninth, Tenth and Eleventh Annual Reports, affect forty-five Powers:

Convention regarding conditions of residence and business between Roumania and Switzerland.—Bucharest, July 19th, 1933.

Agreement in regard to trade and commerce between the United Kingdom and Poland.—London, February 27th, 1935.

Resolution concerning the responsibilities arising out of the war in the Chaco (Bolivia—Paraguay) contained in a procès-verbal signed at Buenos Aires, October 2nd, 1935.

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, and E 10, p. 42, for the conventions adopted at the first seventeen Labour Conferences.)

F.—*Various Instruments and Conventions concerning transit, navigable waterways and communications generally.*

A list of the various instruments and conventions concerning transit, navigable waterways and communications in general, which had come to the knowledge of the Registry on June 15th, 1935, is given in the Third Annual Report (pp. 49-50), the Fourth Annual Report (p. 85), the Fifth Annual Report (p. 100), the Sixth Annual Report (p. 106), the Seventh Annual Report (p. 115), the Eighth Annual Report (p. 67), the Ninth Annual Report (p. 69), the Tenth Annual Report (pp. 43-44) and the Eleventh Annual Report (p. 47).

To this list, the following instrument is to be appended as on June 15th, 1936 :

Convention regulating the establishment and operation of regular air lines of communication between Roumania and Czechoslovakia.—Bucharest, June 20th, 1930.

G.—*Treaties of arbitration and conciliation.*

In the Fourth Annual Report (pp. 85-89), the Fifth Annual Report (pp. 100-101), the Sixth Annual Report (pp. 106-107), the Seventh Annual Report (pp. 116-117), the Eighth Annual Report (pp. 68-70), the Ninth Annual Report (p. 69), the Tenth Annual Report (p. 44) and the Eleventh Annual Report (p. 47) a complete list of instruments of this nature, which had come to the knowledge of the Registry on June 15th, 1935, is given.

As on June 15th, 1936, the following are to be added, which, together with those enumerated in the Fourth, Fifth, Sixth, Seventh, Eighth, Ninth, Tenth and Eleventh Annual Reports, affect forty Powers :

Treaty of arbitration, judicial settlement and conciliation between Norway and Venezuela.—The Hague, May 13th, 1935.

Renewal of the Arbitration Convention of October 25th, 1905, between the United Kingdom, Australia, Canada and New Zealand, and Iceland.—London, October 10th, 1935.

* * *

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 in respect of every State adhering to it relations between that State and all the 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 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 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".

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".

The table included in Chapter X of the present Report (p. 339) 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 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 and Eleventh Annual Reports, and in Chapter X of the present volume (pp. 335-337).

The position, resulting from the information afforded by the table above mentioned, is as follows:

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.

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.

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

D. *States having signed without condition as to ratification*¹: Bolivia, Brazil, Bulgaria, China, Colombia, Costa Rica, Esthonia, Ethiopia, Haiti, Lithuania, Luxemburg, the Netherlands, Nicaragua, Panama, Paraguay, Portugal, Salvador, Spain, Sweden, Uruguay.

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

F. *States in the case of which the period for which Clause accepted has expired*: Brazil (date of expiration: Feb. 5th, 1935)²; China (date of expiration: May 13th, 1927); Yugoslavia (date of expiration: Nov. 24th, 1935).

III.

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

The foregoing data are summarized in the synoptic table on the following page.

¹ Certain of these States have ratified their declarations, although this was not required according to the Optional Clause.

² Brazil's undertaking was given for five years, subject, *inter alia*, to the acceptance of compulsory jurisdiction by two at least of the Powers permanently represented on the Council of the League of Nations. In this connection, it is to be noted that Germany was bound by the Clause as from February 29th, 1928, and Great Britain as from February 5th, 1930.

SYNOPTIC TABLE.

STATES WHICH HAVE SIGNED THE OPTIONAL CLAUSE (52)				
without any condition as to ratification or other suspensive conditions			subject to ratification or other suspensive conditions	
but in the case of which the period of engagement has expired.	but which have not ratified the Protocol of Signature of the Court's Statute.	and which have ratified the Protocol of Signature of the Court's Statute.	and in the case of which the condition or conditions are fulfilled.	and in the case of which the condition or conditions were not fulfilled on June 15th, 1936.
Brazil China Yugoslavia	Costa Rica Nicaragua Turkey	Bolivia Bulgaria Colombia Esthonia Ethiopia Haiti Lithuania Luxemburg Netherlands Panama Paraguay Portugal Salvador Spain Sweden Uruguay	Union of South Africa Albania ¹ Australia Austria Belgium United Kingdom Canada Denmark Dominican Republic Finland ¹ France ¹ Germany Greece Hungary India Iran Irish Free State Italy Latvia New Zealand Norway ¹ Peru Roumania ¹ Siam Switzerland	Argentina Czechoslovakia Guatemala Liberia Poland
States not bound by the Clause.		STATES BOUND BY THE CLAUSE (41).		States not bound by the Clause.

¹ 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. The text of this Resolution was reproduced in the First Annual Report, pages 142-143 (see also E 5, pp. 138-139; E 8, p. 116). There has been nothing new to record in this connection since June 15th, 1932.

* * *

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, 1936, the States whose names are given below had adhered to the General Act¹ (the most recent adherence is that of Latvia, which was given on September 17th, 1935):

Australia	(A)	21 v 31	Italy	(A)	7 IX 31
Belgium	(A)	18 v 29	Latvia	(A)	17 IX 35
Canada	(A)	1 VII 31	Luxemburg	(A)	15 IX 30
Denmark	(A)	14 IV 30	Netherlands	(B)	8 VIII 30
Esthonia	(A)	3 IX 31	New Zealand	(A)	21 v 31
Ethiopia	(A)	15 III 35	Norway	(A)	11 VI 30 ²
Finland	(A)	6 IX 30	Peru	(A)	21 XI 31
France	(A)	21 v 31	Spain	(A)	16 IX 30
Great Britain	(A)	21 v 31	Sweden	(B)	13 v 29
Greece	(A)	14 IX 31	Switzerland	(A)	7 XII 34
India	(A)	21 v 31	Turkey	(A)	26 VI 34
Irish Free State	(A)	26 IX 31			

¹ 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)."

² 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.

* * *

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)¹. 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	S/S <i>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 bis	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
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

¹ For a list of cases submitted by special agreement, see p. 96; for a list of cases for advisory opinion, see pp. 115-117.

No. in Gen. List.	Name of the case.	Parties to the case.	Date of application.
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	Water 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. Six 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, and in the case concerning Deposits of phosphates in Morocco². The four

¹ See p. 179.

² See p. 159.

applications¹ 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.

*

(See E 6, p. 147; E 7, p. 163; E 8, pp. 120-121; E 10, pp. 52-53.) Jurisdiction as a Court of Appeal.

The procedure in appeal cases is regulated by Article 67 of the Rules of Court as adopted on March 11th, 1936².

Since June 15th, 1935, a new case has been submitted to the Court under the Agreement (No. II) for the settlement of questions relating to the agrarian reforms and Mixed Arbitral Tribunals, signed at Paris on April 28th, 1930: this case concerns three judgments given by the Hungaro-Yugoslav Mixed Arbitral Tribunal in the Pajzs, Csáky and Esterházy cases; it was brought before the Court by means of an application filed with the Registry on December 6th, 1935, by the Hungarian Government and directed against the Yugoslav Government. The application adduces Article X of Agreement II, under which the Governments of Hungary, Czechoslovakia, Roumania and Yugoslavia have agreed to recognize a "right of appeal" to the Court from all judgments on questions of jurisdiction or merits rendered subsequent to the date of the Agreement by these tribunals in certain cases. Before the Hungaro-Yugoslav Mixed Arbitral Tribunal the Parties were the claimants Pajzs, Csáky and Esterházy *versus* the State of Yugoslavia as defendant. Before the Court the Parties are the Hungarian Government, as applicant, and the Yugoslav Government, as respondent³.

(See E 5, p. 139; E 7, p. 163; E 9, p. 77; E 10, p. 53.) Interim measures of protection.
The procedure in regard to interim measures of protection is regulated afresh by Article 61 of the Rules of Court as adopted on March 11th, 1936.

(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.
On pages 53-54 of the Tenth Annual Report, a list was given of cases in which a preliminary objection has been lodged

¹ General List Nos. 51, 54, 58 and 65. Case No. 65 was submitted by an application filed with the Registry on December 6th, 1935, by the Hungarian Government (see p. 174).

² See p. 62.

³ See p. 174. The application also adduced other sources of jurisdiction; but in this connection Article X of Agreement II alone is relevant.

and which accordingly have given rise to special proceedings under Article 62 of the Rules. Since June 15th, 1935, preliminary objections have been lodged in the two following cases:

No. in Gen. List.	Name of the case.	Parties to the case.	Date of filing of doct. submitting the preliminary objection.
66	Pajzs, Csáky, Esterházy	Hungary/Yugoslavia	4 III 36
67	Losinger & Co.	Switzerland/Yugoslavia	27 III 36

In the first of these cases, the Court, by an Order made on May 23rd, 1936, joined the objections to the merits¹. In the second, the objections were joined to the merits by an Order dated June 27th, 1936².

Interpretation of judgments. (See E 5, p. 140.)

* * *

(2) *Jurisdiction* *ratione personæ*.

Only States or Members of the League of Nations can be Parties in cases before the Court³. 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 Nations⁴.

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

The Members of the League of Nations are, on June 15th, 1936⁵: 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, Esthonia, Ethiopia, Finland, France, Greece, Guatemala⁶, Haiti, Honduras⁷, Hungary, India,

¹ See p. 177.

² See p. 182.

³ Article 34 of Statute

⁴ Article 35 of Statute. This Article has been amended under the revision Protocol of 1929, which came into force on February 1st, 1936 (see p. 61).

⁵ Communication from the Secretary-General of the League of Nations.

⁶ 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 (this is the provision which lays down *inter alia* that two years' notice is required for the withdrawal of a Member).

⁷ By a letter received on July 10th, 1936, Honduras gave notice of her withdrawal from the League of Nations.

Iran, Iraq, the Irish Free State, Italy, Latvia, Liberia, Lithuania, Luxemburg, the 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 as of right 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, 1936, the States which are mentioned in the Annex to the Covenant but do not belong to the League of Nations are: the United States of America, Brazil, Japan, Sa'udi Arabia (Hedjaz).

As regards the position of three of these States—the United States, Brazil and Japan—the following should be observed: 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 instruments⁴. Brazil and Japan have signed the Protocol of December 16th, 1920, and ratified it respectively on November 1st and 16th, 1921, when they were both still Members of the League of Nations⁵.

*

(See E 2, pp. 84-87; E 3, pp. 92-97; E 4, pp. 124-127; United States of America. 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.)

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, and drew attention to Article 1, paragraph 3, of the Covenant (see note 6, p. 108).

² By a telegram received on February 24th, 1935, Paraguay gave notice of her withdrawal from the League of Nations.

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." (See p. 61.) ⁴ See p. 54.

⁵ The withdrawal of Brazil from the League of Nations became effective in June, 1928; that of Japan in March, 1935. See p. 425 the "Second Report of the Committee of Jurists to the Council" concerning the election of members of the Court (July 11th, 1936), together with two communications to the Secretary-General: one from the Consul-General of Brazil at Geneva (June 24th, 1936), the other from the Consul-General of Japan at Geneva (June 29th, 1936).

The Protocol of September 14th, 1929, concerning the adherence of the United States to the Court had, on June 15th, 1936, 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, Esthonia, 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.

*

Other States
to which the
Court is open.

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 force¹, 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. (See E 1, p. 142.)

On June 28th, 1922, the Court decided to communicate this Resolution to the following States, which are not mentioned in the Annex to the Covenant and were not Members of the League of Nations: the Free City of Danzig (through the intermediary of Poland), the Dominican Republic, Georgia, Germany, Hungary, Iceland, Liechtenstein, San Marino, Mexico, Monaco and Turkey.

On June 16th, 1925, the Court decided to add to this list: Afghanistan, Egypt and the Union of Soviet Socialist Republics.

Subsequently, Afghanistan, the Dominican Republic, Germany, Hungary, Mexico, the Union of Soviet Socialist Republics and Turkey became Members of the League of Nations. On the other hand, Costa Rica, which is not mentioned in the

¹ The following passage of the report in regard to the Statute, adopted by the First Assembly of the League of Nations on December 13th, 1920, explains the clause analysed in the text: "The access of the other States to the Court will depend either on the special provisions of the treaties in force (for example, the provisions of the treaties of peace concerning the right of minorities, labour, etc.) or else on a resolution of the Council." It should be added that Article 35 of the Statute has been amended under the revision Protocol of 1929, which came into force on February 1st, 1936.

Annex to the Covenant and had been admitted to membership of the League of Nations in virtue of a Resolution of the Assembly dated December 16th, 1920, announced her decision, on December 24th, 1924, to withdraw from the League, this decision taking effect as from January 1st, 1927; as however the Resolution of May 17th, 1922, was adopted at a time when Costa Rica was still a Member of the League of Nations, it was communicated in due course to that country by the Secretary-General of the League of Nations. Finally, Germany, which became a Member of the League of Nations on September 8th, 1926, left it on October 19th, 1935 (the date of expiration of the two years' notice required under para. 3 of Art. 1 of the Covenant).

Accordingly, the States neither Members of the League of Nations nor mentioned in the Annex to the Covenant which are, on June 15th, 1936, entitled to appear before the Court, are the following: Costa Rica, the Free City of Danzig (through the intermediary of Poland), Egypt, Georgia, Germany, Iceland, Liechtenstein, Monaco and San Marino.

* * *

(See E 5, p. 150.)

* * *

Contributions
towards the
expenses of
the Court.

(3) *Channels of communications with governments.*

As on June 15th, 1936, the channels to be used for direct communications emanating from the Court are as follows:

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.

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 Article 44 of the 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, 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, Strand, London, 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.	
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 1, 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.
1	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 Agricultural- ists, International Institute of Agri- culture, International Federation of Christian Unions of Landworkers, International Federa- tion of Agricultural Trades Unions	
2	Nomination of the Work- ers' delegate to the Inter- national Labour Confer- ence	Great Britain, Netherlands, Sweden, I. L. O., Netherlands General Confederation of Trades Unions, Inter- national Federation of Trades Unions, Inter- national Confederation of Christian Trades Unions	22 V 22
3	International Labour Organization and methods of agricultural production	Esthonia, France, Haiti, Sweden, I. L. O., International Insti- tute of Agriculture, International Confed- eration of Agricultu- ral 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.)

The Eleventh Annual Report (pp. 67-68) mentioned that the procedure for voting on requests for advisory opinions had on several occasions and from a variety of aspects been studied by organs of the League of Nations.

Amongst other things, on September 24th, 1928, the Assembly invited the Council to have a study made of the question

Procedure for voting upon requests for opinions.

whether advisory opinions might be asked for by a simple majority; and on December 10th, 1928, the Council decided to invite each of its Members to undertake an individual study of the question, with a view to the holding of an exchange of views at one of its next sessions.

Again, 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, adopted in March, 1930, 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 required; in October, 1930, the Assembly decided to communicate the Committee's report to the governments of Members of the League of Nations for their observations; in September, 1931, the replies were communicated to the Assembly, which then noted that an amendment such as had been proposed by the Committee would not secure the necessary support and at the same time decided to set up a committee to secure unanimous agreement upon the bases indicated in the report.

It was also stated in the Eleventh Annual Report that the exchange of views provided for by the Council's Resolution of December 10th, 1928, had not yet taken place on June 15th, 1935, and that in 1934 the Assembly had decided—as in 1932 and 1933—to adjourn the study of the question raised by the Committee for the amendment of the Covenant until its next ordinary session, as the committee contemplated by the Resolution of September 25th, 1931, had been unable to meet.

At the Sixteenth Session of the Assembly (Sept., 1935), the procedure for voting upon requests for advisory opinions and the question of advisory opinions in general were brought up once again, first in connection with the discussion of the report upon the work accomplished by the League of Nations since the Fifteenth Session of the Assembly and, secondly, in connection with the action to be taken upon the Council's Resolution of December 10th, 1928, and the Assembly's Resolution of September 25th, 1931.

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During the discussion of the report on the work accomplished since the Fifteenth Session of the Assembly, the Hungarian delegate (General Tanczos) spoke as follows (Sept. 11th, 1935, 4th meeting of the Sixteenth Session of the Assembly):

“According to paragraph II of the Resolution adopted by the Assembly on September 21st, 1922, ‘in case of difference of opinion as to questions of law or fact arising out of the provisions of the minorities treaties between the government concerned and one of

the States Members of the Council of the League of Nations, the Assembly recommends that the Members of the Council appeal without unnecessary delay to the Permanent Court of International Justice for a decision in accordance with the minorities treaties'. So far, this has not been done in any case concerning the general treaties for the protection of minorities. It may be added, further, that the Council prefers to have recourse for an advisory opinion to a committee of jurists created *ad hoc* instead of appealing to the learning of the Court, though this last-named procedure would appear to be desirable from every point of view.

And here may be mentioned the Resolution of October 22nd, 1920, which was passed in the form of the adoption of the Tittoni report, declaring that 'the Council and the Court are the two organs of the League charged with the practical execution of the guarantee'. It is regrettable that, apart from the advisory opinions given on the initiative of Germany, the Court has rarely had an opportunity, during the last fifteen years, of fulfilling the important mission which the Tittoni report intended should be entrusted to it and thus employing the eminent legal learning and love of justice of its members in the service of the international protection of minorities. We must then welcome all the more gladly the advisory opinion given by the Court last spring in the Albano-Greek dispute relating to schools. We are happy to regard that as a precedent and as an augury that the Council will, in future, apply more frequently to the Court for an opinion in connection with the examination of minority petitions.

We hope so, too, because it would mean the end of that false and indeed abnormal situation whereby the educational grievances of the Hungarian minorities, similar in every respect to those of the Greeks of Albania, have failed to receive satisfaction, simply because the Court had no opportunity of elucidating the legal aspect of the problem, as it was able to do, thanks to the Council's measure of wisdom, in connection with the complaint of the Greek minority in Albania. It would be well if, in future, the Council adopted a constant and similar practice for all cases and applied more frequently to the Court for an advisory opinion."

The Netherlands delegate (Jonkheer de Graeff) spoke as follows (Sept. 12th, 1935, 5th meeting of the Sixteenth Session of the Assembly):

"In referring to the organs of the League, I have of course also in mind the judicial organ, the headquarters of which are in my country. Since the Permanent Court of International Justice came into existence, a great work of international jurisdiction has been accomplished. The wisdom of the members of the Court and the effective methods which it has applied deserve commendation once more from this platform—particularly in these days, when an attitude of scepticism in regard to international justice is gaining ground.

We note with regret, however, that the number of cases brought before the Court shows recently a somewhat disquieting reduction. There is an increasing tendency to appoint *ad hoc* organs to deal with cases which ought to have come before the Court. We hope

that the organs of the League which may in future require judicial assistance will always remember that there are judges at The Hague who have been placed at their disposal by the Covenant itself in order to give advice."

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As regards the action to be taken upon the Assembly's decision of September 25th, 1931, to set up a committee to secure unanimous agreement upon the bases indicated in the report of the Committee for the amendment of the Covenant, the President of the Assembly, on September 9th, 1935 (1st meeting of the Sixteenth Session of the Assembly), proposed once more to refer the question to the next session, as the proposed committee which was to report on the question had been unable to meet. At the same meeting, a Belgian delegate (M. Henri Rolin) drew attention to the fact that this question had been before the Assembly for several years, and that it had been referred from session to session simply because the committee had not met; he added that he did not know on whom the meeting of this committee depended, but he hoped that the First Committee of the Assembly could be given an opportunity of examining the position and seeing whether the committee's terms of reference should be changed, extended or restricted, and of seeing what really were the obstacles in the way of the meeting of the committee.

On September 11th, 1935 (3rd plenary meeting), the President informed the Assembly that the opinion of the General Committee was that, "as the circumstances which had formerly given rise to decisions to adjourn this question remained unchanged, it should this year again be adjourned to the next session of the Assembly"; the General Committee also expressed the hope that the discussions might be resumed and carried on in the meantime. The Committee's proposal was adopted by the Assembly.

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As regards the action to be taken upon the desire expressed by the Assembly, on September 24th, 1928, that the Council should have a study made of the question whether advisory opinions might be asked for by a simple majority, the Belgian, Norwegian, Netherlands, Swedish and Swiss delegations to the Sixteenth Session of the Assembly submitted on September 14th, 1935, the following draft resolution (8th meeting of the Sixteenth Session of the Assembly):

"Whereas the Assembly, at its Ninth Session, passed a resolution in the following terms¹:

¹ This is the Resolution of September 24th, 1928 (Fifth Annual Report, pp. 159-160).

'The Assembly,

Noting the divergences of opinion which exist as regards the requirements for voting in the Council or Assembly a resolution requesting an advisory opinion from the Permanent Court of International Justice,

Expresses the desire that, when circumstances permit, the Council may have a study made of the question whether the Council or the Assembly may, by a simple majority, ask for an advisory opinion within the meaning of Article 14 of the Covenant of the League of Nations';

And whereas the desired study has not, since that date, been undertaken and the situation is still undefined;

And whereas the result has been to retard the activities of the Permanent Court of International Justice;

And whereas it is essential to the legal security of Members of the League that, even in the case of disputes submitted to the Council, the points of law involved should be enquired into by the legal authority qualified to do so, with the safeguards afforded to the parties by the customary procedure of the Court,

The Assembly reiterates its Resolution of September 24th, 1928,

And expresses the desire that, should the Council be unable to arrive at a decision on the point, the question itself may be submitted to the Court for an opinion."

On September 16th (10th meeting), the Assembly decided to refer the draft resolution to its First (Legal) Committee for report.

The First Committee examined the question at its meetings on September 20th, 21st, 23rd, 24th, 25th and 26th. It adopted the following report and draft resolution:

REPORT OF THE FIRST COMMITTEE.

"The Assembly adopted the following resolution at its Ninth Session in 1928: [*See p. 120, footnote.*]

No effect was given to this recommendation. On various occasions, the Council, when it was proposed to ask for the Court's advisory opinion on certain questions, again encountered divergences of opinion among its Members regarding the conditions of voting on such requests. It has never settled this difficulty. In practice, it has only applied to the Court when its members were unanimous in wishing to do so.

It may be observed, however, that the number of requests for advisory opinions sent to the Court has greatly declined since 1928. Whereas they amounted to twenty-five for the period 1921-1932, there was only one for the period 1933-1935¹. Certain governments

¹ Note to the First Committee's report: "Since the submission of the proposal, the Council decided, on September 23rd, 1935, to ask the Court for an advisory opinion on a question connected with the Statute of Danzig." (See p. 169 of this volume.)

have regarded this circumstance as an aggravated consequence of the unanimity rule observed, in practice, by the Council.

At the same time, they felt anxiety as to the risk of the legal security of the States concerned which might, in certain cases, arise from resort to the opinion of committees of jurists of variable composition not bound by any rules of procedure.

These considerations led the delegations of Belgium, the Netherlands, Norway, Sweden and Switzerland to revive the recommendation voted by the Assembly in 1928.

Their initial purpose was, on the one hand, to ask the Council to give effect to the recommendation of 1928, and, on the other hand, to recommend that, if the Council remained divided on this question of principle, it should submit this point itself for an opinion to the Permanent Court of International Justice.

* * *

The first part of this recommendation aroused little opposition; when put to the vote, it was adopted unanimously in a modified form.

There is no occasion to summarize here the discussion which took place in the First Committee on the substance of the question—namely, the interpretation to be placed on the Covenant. Suffice it to say that, apart from the supporters of the majority vote and those of the unanimous vote, certain members of the Committee adopted an intermediate position¹.

In order to allow the Council also to consider this intermediate solution favoured by certain members, the Committee thought it advisable to define the subject of the study already asked for in 1928 in wider terms.

It appears superfluous to comment in detail on the wording finally adopted by the Committee. It will be sufficient to note, in order to preclude any tendentious interpretation, that, in deciding on the text of the attached recommendation, the Committee did not pronounce directly or indirectly on the substance of the problem, or, in other words, that none of the delegates who voted for this text intended to pronounce for or against any of the views put forward during the discussion. Still less did the Committee examine what grounds of expediency or desirability might, in particular cases, indicate some particular method of obtaining advice (Legal Section of the Secretariat, a committee of jurists, etc.). This is a matter which should be left entirely to the discretion of the Council or the Assembly.

¹ Note to the First Committee's report: "To their minds, the conditions of voting on requests for advisory opinions differ according to whether the opinion for which the Court is asked is or is not decisive for the solution of the question under discussion by the Council or the Assembly in regard to which the opinion is requested. Whereas a majority might suffice if it is not of this character, any request for an opinion which would be decisive as regards the substance of the question would require the same conditions of voting as the subject under discussion—i.e., unanimity, or unanimity not counting the parties to the dispute (Art. 15, para. 6, of the Covenant of the League of Nations) or, exceptionally, some special majorities (e.g., Rhine Pact, Art. 8, minorities treaties, etc.)."

Subject to this reservation, the Committee hopes that the minutes of the debates which took place regarding this question can be usefully consulted when the proposed study is undertaken.

The second part of the initial proposal had a less happy fate: the intention was to invite the Council, should it be unable to reach unanimous conclusions on the study of the question, to ask the Permanent Court of International Justice itself for an advisory opinion on the interpretation to be placed on the relevant provisions of the Covenant. This suggestion encountered lively opposition; not only was the binding nature of an opinion thus obtained denied, but the view was expressed—although immediately opposed—that the Permanent Court of International Justice could not decide on a question thus submitted to it in an abstract and general way and not in connection with a concrete case.

A proposal put forward in the Drafting Committee that provision should be made for both types of consultation, the general and the particular—i.e., that relating to the concrete case in which the difficulty arose—also encountered weaker but nevertheless tenacious resistance.

In view of this situation, the opinion prevailed that it was unnecessary to provide for the eventuality of the Council, after attempting to solve the problem, finding that it was unable to reach any conclusion.

On second thoughts, so pessimistic a supposition might be regarded as not very encouraging as regards the application of the first part of the recommendation asking that a study should be undertaken.

In these circumstances, the Committee unanimously decided in favour of postponing the examination of the eventuality in question and of the solutions proposed to remedy it.

It relies on the Council to take the necessary action, the five delegations authors of the proposal reserving the right to call for a fresh examination of the question if, contrary to their expectation, no progress is made towards its solution.

The Committee submits the following draft resolution for adoption by the Assembly:

Draft Resolution.

The Assembly,

Whereas, by its Resolution of September 24th, 1928, it expressed the desire that the Council, when circumstances permitted, would have a study made of the question whether the Council or the Assembly may, by a simple majority, ask for an advisory opinion within the meaning of Article 14 of the Covenant of the League of Nations;

Observing that such a study has not yet been made and that uncertainty on the matter still persists and may have contributed to diminish the activity of the Permanent Court of International Justice;

Considering that it is desirable for the security of the legal rights of Members of the League of Nations that, in cases where it appears indispensable for the accomplishment of the

task of the Council or the Assembly that advice should be obtained on some point of law, such advice should, as a general rule, be requested from the Permanent Court of International Justice :

Expresses the desire that the Council will examine the question in what circumstances and subject to what conditions an advisory opinion may be requested under Article 14 of the Covenant."

This Resolution was adopted by the Assembly on September 28th, 1935 (13th meeting of the Sixteenth Session).

It should be observed in this connection that at the meeting at which the Council of the League of Nations decided to ask the Court for an advisory opinion regarding the consistency of certain Danzig legislative decrees with the Constitution of the Free City (2nd meeting of the 89th Session of the Council, Sept. 23rd, 1935), the representative of France, M. Pierre Laval, made the following statement :

"In connection with the new question brought before the Council by the High Commissioner of the League, M. Laval was glad to note the Rapporteur's proposal that it should be submitted for consideration to the Permanent Court of International Justice. No authority could be better qualified to solve so delicate a problem. The appeal which the Council was making in this case to the experience and impartiality of the Court of Justice was the best reply the Council could give to the apprehensions expressed by certain delegations, and repeated in the First Committee of the Assembly, concerning the Council's alleged dislike of judicial procedure."

On January 23rd, 1936 (5th meeting of the 90th Session), a report on the question was laid before the Council. This report cites the Assembly Resolution, and continues as follows :

"The Assembly wishes the Council to examine the circumstances and conditions in which, in application of Article 14 of the Covenant, an advisory opinion can be asked.

The mere statement of the question shows its complexity. It is, moreover, a question which has given rise to many discussions in which very different opinions have been put forward.

It seems, then, that it would be well that the Members of the League should have the opportunity of expressing their views.

Accordingly, subject to my colleagues' observations, I feel I may propose that the Council instruct the Secretary-General to invite the Members of the League to express their views, if they so desire, by a fixed date. This date should be chosen in such a way as to permit of a serious study of the problem. To facilitate this study, the Secretary-General might draw up, for the use of the Members of the League, a memorandum calling their attention to the occasions on which the problem has been discussed in various organs of the League and giving references to the principal authors who have examined it."

The conclusions of the report were adopted after the Spanish delegate had made the following observations :

“M. DE MADARIAGA intended to vote for the report, but wished first to explain on what conditions he would give his approval.

In the Assembly Resolution which formed the basis of Baron Aloisi's report, it was stated that : ‘The Assembly, whereas, by its Resolution of September 24th, 1928,....’ (that is to say, seven and a half years previously) ‘expressed the desire that the Council, when circumstances permitted, would have a study made of the question whether....’ Furthermore, the Resolution went on to say : ‘observing that such a study has not been made....’. In seven and a half years, therefore, the Council has not undertaken this study. The last paragraph of the Resolution stated that the Assembly ‘expresses the desire that the Council will examine the question in what circumstances and subject to what conditions an advisory opinion may be requested under Article 14 of the Covenant’.

In his report, Baron Aloisi pointed out that it was most important that the Members of the League should be able to express their views by a fixed date. M. de Madariaga would like that date to be fixed. The Rapporteur was of the opinion, of course, that it should be such as would permit of a thorough study. M. de Madariaga agreed with him, but did not think the matter was such that the governments needed several years in which to express their views. Again, the Rapporteur suggested that the Secretary-General might prepare a memorandum for the use of governments. He presumed that the intention was to instruct the Secretary-General to do so. He knew the Secretariat, and was sure it was capable of preparing the memorandum in a very short time.

In conclusion, M. de Madariaga accepted the report on the understanding that it must not be regarded—and he was sure that it was not the intention of the Rapporteur—as a means of adjourning the question *sine die*. The Spanish Government, which attached very great importance to the question, hoped that it would soon be settled.”

In accordance with the Council's decision, the Secretary-General of the League of Nations sent to Member States, in a circular letter of April 8th, 1936 (C. L. 63. 1936. V), the text of the report adopted by the Council on January 23rd, 1936, together with a memorandum recapitulating the discussions which had taken place on the question in the various organs of the League, and a brief bibliography. The text of the first of these documents follows :

“I.—*Discussion of the question at meetings
of Organs of the League.*

A.

1. Comprehensive discussions of the question have taken place on the following occasions :

(a) at the Conference of States signatories of the Protocol of Signature to the Statute of the Permanent Court of International Justice held in September 1926 (see the minutes of the Conference, in particular pp. 19-45) ;

(b) in the First Committee of the Assembly in 1928 (see the minutes of the First Committee, 1928, pp. 40-57) ;

(c) in 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, which met in 1930 (see minutes, Doc. C. 160. M. 69. 1930. V, pp. 62-76, and the Committee's proposal for an amendment of Art. 15 of the Covenant, *ibid.*, p. 122) ;

(d) in the First Committee of the Assembly in 1935 (see the minutes of the First Committee).

2. The question was only incidentally mentioned during the proceedings of the Committee of Jurists on the Statute of the Permanent Court of International Justice (C. 166. M. 66. 1929. V) and was not discussed at the Conference regarding the revision of the Statute of the Permanent Court.

3. No discussion of the substance of the question has so far taken place in the Council as the result of the Assembly's Resolutions of 1928 and 1935 (see the minutes of the Council's 53rd Session, p. 10, *Official Journal*, 10th year, No. 1, and 90th Session....).

B.

The question whether unanimity is necessary for requesting an advisory opinion from the Permanent Court has arisen in the course of proceedings in the Council on the following occasions :

(a) in 1923 and in 1928, in connection with the Hungarian Optants question (see Council minutes, 24th Session, *Official Journal*, 4th year, No. 6, p. 108, and Council minutes, 49th Session, *Official Journal*, 9th year, No. 4, pp. 429 and 439) ;

(b) in 1927, in connection with an application of the Greek Government for interpretation of certain provisions of the Treaty of Versailles (case of the cruiser *Salamis* ; see Council minutes, 47th Session, *Official Journal*, 8th year, No. 10, pp. 1473-1475).

C.

1. Two requests for an advisory opinion, namely, the requests adopted on July 7th, 1923 (German settlers in Poland—Acquisition of Polish nationality) and that adopted on September 19th, 1925 (frontier between Iraq and Turkey), were adopted despite opposition in the one case by Poland and in the other by Turkey, but the Council's minutes do not show that the opposing government voted against the request, and no discussion took place at the time in the Council as to whether the request was validly adopted (see Council minutes, 5th Session, *Official Journal*, 4th year, No. 8, pp. 933-935, for the first case, and, for the second case, Council minutes, 35th Session, *Official Journal*, 7th year, No. 2, p. 121).

2. The U.S.S.R. was not invited to be represented on the Council when, on April 21st, 1923, the Council decided to request the Permanent Court for an advisory opinion relating to the status of

Eastern Carelia ; and when, on March 14th, 1925, the Council asked the Court for an opinion upon certain Turkish objections to its competence to deal with an application by Greece relating to the expulsion of the Œcumenical Patriarch, Turkey, though invited to be represented on the Council, had declined to be so represented (see Council minutes, 24th Session, *Official Journal*, 4th year, No. 6, p. 578, and 33rd Session, *Official Journal*, 6th year, No. 4, p. 488).

The Court declined to give an opinion in the former case, and in the latter case the request for the opinion was withdrawn owing to an amicable settlement being reached between the governments concerned."

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, 1935, 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, 1935, to June 15th, 1936.

(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.)

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

Since June 15th, 1935, the Court has not been notified of any instrument under which it might in certain circumstances be asked to make an appointment.

¹ In the case of international legal instruments which provide for such cases and had come to the knowledge of the Registry by June 15th, 1935, 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 and Eleventh Annual Reports) ; with regard to those which have come to the knowledge of the Registry since June 15th, 1935, 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.

2.—*Under a contract of private law.*

Since June 15th, 1935, 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.)

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 Norway and Venezuela.—The Hague, May 13th, 1935.

Appointment in certain circumstances of an umpire :

Treaties of peace and various conventions.

Treaty of friendship between France and Iran.—Teheran, May 10th, 1929.

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.)

Since June 15th, 1935, 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.

If 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, 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".

CHAPTER IV.

SESSIONS AND DECISIONS OF THE COURT ;
GENERAL LIST¹.

The Statute of the Court attached to the Protocol of Signature of December 16th, 1920, which remained in force until February 1st, 1936², provided in Article 23 that a session of the Court was to be held every year, which would continue for so long as might be deemed necessary to finish the cases on the list, and that the President might summon an extraordinary session whenever necessary. Under Article 27 of the Rules, as amended on February 13th, 1931, the date fixed for the opening of the annual ordinary session of the Court was February 1st³.

List of
sessions.

In the Statute as amended by the Protocol of September 14th, 1929, which came into effect on February 1st, 1936, the system of sessions is abolished. The new text of Article 23 of the Statute provides that the Court shall remain permanently in session except during the judicial vacations. And the Rules, which have been revised having regard more particularly to the amendments to the Statute and the new text of which came into effect on March 11th, 1936⁴, lay down in Article 25 that the judicial year shall begin on January 1st of each year.

The dates of sessions held by the Court up to February 1st, 1936, are given in the list on page 133. After that date, the Court sat until March 17th, and again from April 28th to May 19th and from June 3rd to June 25th.

¹ As in the case of the Ninth, Tenth and Eleventh 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.

² See p. 61.

³ Before 1931, the date laid down in the Rules for the annual ordinary session was June 15th.

⁴ See p. 62.

* * *

List of
judgments,
opinions, etc.

The table on pages 134 to 148 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 year 1936 up to July 1936. 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 printed.

* * *

Index of
orders.

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 the "conduct of the case" (Art. 48 of the Statute). Hereinafter are given the particulars to be added to these tables in respect of the period January 1st, 1935, to June 15th, 1936.

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 volume, it will be noticed that no references are given to certain recent orders, which are to be published in the next volumes to be issued of Series C., the numbering of these volumes not having yet been finally settled.

* * *

General List. The tables on pages 157 to 160 reproduce the folios from the General List in which new entries have been made since June 15th, 1935.

DATES OF THE SESSIONS HELD BY THE COURT.
(Periods during which the Court has been sitting.)

Order number.		Year.	Date of opening.	Date 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

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 Upp. 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).		
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 Upp. 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 Upp. Silesian Convention: the conception of "subsidence". The conception of "control" in the Upp. 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 11, 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 January 8th, 1927. 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.

Name of case.	Summary.	Short report.	Relevant documents.
<p>Claim for indemnity in respect of the factory at Chorzów (jurisdiction). Date: 26 VII 27. Gen. list: 26. (Judgm. No. 8.)</p>	<p>Meaning and scope of the Geneva Convention, and particularly of Art. 23. By virtue of this Article, the Court takes cognizance of disputes 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.</p>	<p>E 4, p. 155</p>	<p>A 9; C 13—I.</p>
<p>Case of the S.S. <i>Lotus</i>. Date: 7 IX 27. Gen. list: 24. (Judgm. No. 9.)</p>	<p>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.</p>	<p>E 4, p. 166</p>	<p>A 10; C 13—II.</p>
<p>Readaptation of the Mavrommatis Jerusalem concessions (jurisdiction). Date: 10 X 27. Gen. list: 28. (Judgm. No. 10.)</p>	<p>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 "<i>public control</i> 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.</p>	<p>E 4, p. 176</p>	<p>A 11; C 13—III.</p>
<p>Claim for indemnities in respect of the factory at Chorzów (indemnities). Date: 21 XI 27. Gen. list: 25. (Order.)</p>	<p>Request for interim measures of protection and submissions as regards the merits. Composition of the Court.</p>	<p>E 4, p. 163</p>	<p>A 12; C 15—II.</p>
<p>Jurisdiction of the European Commission of the Danube. Date: 8 XII 27. Gen. list: 23. (Opin. No. 14.)</p>	<p>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.</p>	<p>E 4, p. 201; E 5, p. 223</p>	<p>B 14; C 13—IV (4 vols.).</p>

Name of case.	Summary.	Short report.	Relevant documents.
<p>Interpretation of Judgments Nos. 7 and 8 (the Chorzów factory). Date : 16 XII 27. Gen. list : 30. (Judgm. No. 11.)</p>	<p>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; the principle of <i>res judicata</i> (Art. 59 of Statute).</p>	<p>E 4, p. 184</p>	<p>A 13; C 13—V.</p>
<p>Jurisdiction of the Courts of Danzig. Date : 3 III 28. Gen. list : 29. (Opin. No. 15.)</p>	<p>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.</p>	<p>E 4, p. 213</p>	<p>B 15; C 14—I.</p>
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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. (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>
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Name of case.	Summary.	Short report.	Relevant documents.
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Name of case.	Summary.	Short report.	Relevant documents.
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Name of case.	Summary.	Short report.	Relevant documents.
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Name of case.	Summary.	Short report.	Relevant documents.
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<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>
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<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>
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Name of case.	Summary.	Short report.	Relevant documents.
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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>
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¹ See p. 132, para. 3.

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(January 1st, 1935—June 27th, 1936.)

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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.

1936 (*cont.*):

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HUNGARY : Pajzs, Csáky, Esterházy case.

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

² This index, which was terminated on June 15th, 1936, does not include the Orders issued by the Court on June 18th, 1936, in the Moroccan Phosphates case, and on June 27th, 1936, in the Losinger & Co. case; these Orders are mentioned in the chronological index on the preceding page.

JOINDER OF OBJECTIONS LODGED TO THE MERITS; Pajzs, Csáky, Esterházy case (23 v 36): **A./B. 66.** 9, 10.

JUDGES "AD HOC":

Decision that there is no ground for granting request for appointment (Danzig Constitution case): **A./B. 65.** 69-71.

Pajzs, Csáky, Esterházy case (Art. 31 of Statute): **A./B. 66.** 8

JURISDICTION OF COURT:

Preliminary objections:

Formal conditions laid down by Statute and Rules are fulfilled by Counter-Memorial lodging objection; Pajzs, Csáky, Esterházy case (10 III 36). (*To be printed in Series C.*)

Joinder of objections lodged to the merits of case: **A./B. 66.** 9-10.

Proceedings on the merits suspended, pending decision of Court upon—;

Pajzs, Csáky, Esterházy case (10 III 36). (*To be printed in Series C.*)

Time-limit for Observations and submissions upon—:

Losinger & Co. case (28 III 36). (*To be printed in Series C.*)

Pajzs, Csáky, Esterházy case (10 III 36). (*To be printed in Series C.*)

Two objections raised in Pajzs, Csáky, Esterházy case: **A./B. 66.** 8-9.

LOSINGER & Co. CASE:

11 XII 35 (fixing time-limit for Memorial and Counter-Memorial, and leaving time-limits for Reply and Rejoinder to be fixed subsequently). (*To be printed in Series C.*)

10 II 36 (extension of time-limit for Counter-Memorial; fixing of time-limits for Reply and Rejoinder). (*To be printed in Series C.*)

2 III 36 (further extension of time-limits for Counter-Memorial, Reply and Rejoinder). (*To be printed in Series C.*)

28 III 36 (fixing time-limit for Observations and submissions in regard to objection lodged). (*To be printed in Series C.*)

OPTIONAL CLAUSE (Art. 36, para. 2, of the Statute):

Agreement between parties that one of them had ceased to be bound by— at time of filing of applicator adducing acceptance of—: **A./B. 66.** 5-6.

Reference to applications citing—:

Losinger & Co. case:

11 XII 35. (*To be printed in Series C.*)

28 III 36. (*Id.*)

Pajzs, Csáky, Esterházy case:

12 XII 35. (*To be printed in Series C.*)

10 III 36. (*Id.*)

23 v 36: **A./B. 66.** 5.

ORAL PROCEEDINGS; Pajzs, Csáky, Esterházy case: **A./B. 66.** 8.

PAJZS, CSÁKY, ESTERHÁZY CASE:

12 XII 35 (fixing time-limits for Memorial, Counter-Memorial, Reply and Rejoinder). (*To be printed in Series C.*)

22 II 36 (extension of time-limits for Counter-Memorial, Reply and Rejoinder). (*To be printed in Series C.*)

10 III 36 (fixing time-limit for Observations and submissions on preliminary objection; reservation in regard to time-limits for Reply and Rejoinder on merits). (*To be printed in Series C.*)

10 III 36 (fixing time-limit for Observations and submissions on preliminary objection; reservation in regard to time-limits for Reply and Rejoinder on merits). (*To be printed in Series C.*)

23 v 36 (joinder of objections lodged to the merits and fixing of further time-limits for Reply and Rejoinder): **A./B. 66.**

PARIS AGREEMENTS (28 IV 30), see "Appeal". (See also *Application instituting proceedings.*)

PARTIES TO CASES; agreement between two—that one of them had ceased to be bound by Optional Clause at time of filing of application adducing it: **A./B. 66.** 5-6.

PRELIMINARY OBJECTION TO JURISDICTION, see *Jurisdiction.*

PRESIDENT OF THE COURT:

Orders made by the—:

Albanian Minority Schools case, 26 I 33: **76.** 228-229.

Danzig Constitution case:

4 X 35: **77.** 288-289.

10 X 35: **77.** 289-290.

Losinger & Co. case: II XII 35. (*To be printed in Series C.*)

Pajzs, Csáky, Esterházy case: 12 XII 35. (*To be printed in Series C.*)

RULES OF COURT (*previous to II III 36*):

Art. 33:

Albanian Minority Schools case, 26 I 33: **76.** 228.

Danzig Constitution case:

4 X 35: **77.** 288.

10 X 35: **77.** 289.

Losinger & Co. case:

II XII 35. (*To be printed in Series C.*)

10 II 36. (*Id.*)

2 III 36. (*Id.*)

Pajzs, Csáky, Esterházy case:

12 XII 35. (*To be printed in Series C.*)

22 II 36. (*Id.*)

Art. 35:

Losinger & Co. case: II XII 35. (*To be printed in Series C.*)

Pajzs, Csáky, Esterházy case:

12 XII 35. (*To be printed in Series C.*)

10 III 36. (*Id.*)

Art. 38:

Pajzs, Csáky, Esterházy case: 10 III 36. (*To be printed in Series C.*)

Art. 39:

Losinger & Co. case:

II XII 35. (*To be printed in Series C.*)

10 II 36. (*Id.*)

2 III 36. (*Id.*)

Pajzs, Csáky, Esterházy case:

12 XII 35. (*To be printed in Series C.*)

22 II 36. (*Id.*)

Art. 71:

Albanian Minority Schools case, 26 I 35: **76.** 228.

Danzig Constitution case, 31 X 35: **A./B. 65.** 69-71.

Art. 73:

Albanian Minority Schools case, 26 I 35: **76.** 228.

Danzig Constitution case:

4 X 35: **77.** 288.

10 X 35: **77.** 289.

31 X 35: **A./B. 65.** 70; **77.** 288-289.

RULES OF COURT (*text in force from II III 36*):

Art. 62:

Losinger & Co. case: 28 III 36. (*To be printed in Series C.*)

Pajzs, Csáky, Esterházy case, 23 V 36: **A./B. 66.**

STATES TO WHICH ORDERS APPLY: Albania, Danzig (Free City of—), Greece, Hungary, Switzerland, Yugoslavia.

STATUTE OF THE COURT :

Art. 25 and 30 :

Danzig Constitution case, 31 x 35 : **A./B. 65.** 70-71.

Art. 31 :

Danzig Constitution case, 31 x 35 : **A./B. 65.** 69-71.

Pajzs, Csáky, Esterházy case, 23 v 36 : **A./B. 66.** 8.

Art. 36 :

Losinger & Co. case :

11 XII 35. (*To be printed in Series C.*)

28 III 36. (*Id.*)

Pajzs, Csáky, Esterházy case :

10 III 36. (*To be printed in Series C.*)

23 v 36 : **A./B. 66.** 5.

Art. 40 :

Losinger & Co. case :

11 XII 35. (*To be printed in Series C.*)

10 II 36. (*Id.*)

2 III 36. (*Id.*)

Pajzs, Csáky, Esterházy case :

12 XII 35. (*To be printed in Series C.*)

22 II 36. (*Id.*)

10 III 36. (*Id.*)

23 v 36 : **A./B. 66.** 4.

Art. 48 :

Losinger & Co. case :

11 XII 35. (*To be printed in Series C.*)

10 II 36. (*Id.*)

2 III 36. (*Id.*)

28 III 36. (*Id.*)

Pajzs, Csáky, Esterházy case :

12 XII 35. (*To be printed in Series C.*)

22 II 36. (*Id.*)

10 III 36. (*Id.*)

23 v 36 : **A./B. 66.** 4.

SUBMISSIONS OF PARTIES :

In the Memorial ; Losinger & Co. case (28 III 36). (*To be printed in Series C.*)

In the Memorial and in the Counter-Memorial comprising objection lodged ; Pajzs, Csáky, Esterházy case :

10 III 36. (*To be printed in Series C.*)

23 v 36 : **A./B. 66.** 6-7.

In the objection to jurisdiction ; Losinger & Co. case (28 III 36). (*To be printed in Series C.*)

In Observations and submissions in reply to objections lodged ; Pajzs, Csáky, Esterházy case (23 v 36) : **A./B. 66.** 7-8.

Indicated in the Application instituting proceedings ; Pajzs, Csáky, Esterházy case :

12 XII 35. (*To be printed in Series C.*)

10 III 36. (*Id.*)

23 v 36 : **A./B. 66.**

Oral statement of— ; Pajzs, Csáky, Esterházy case (23 v 36) : **A./B. 66.** 8.

SUSPENSION OF PROCEEDINGS ON THE MERITS, pending decision of Court on preliminary objection ; Pajzs, Csáky, Esterházy case :

10 III 36. (*To be printed in Series C.*)

23 v 36 : **A./B. 66.** 9.

SWITZERLAND : Losinger & Co. case.

TIME-LIMITS FOR WRITTEN PROCEEDINGS :

Extension of— :

Advisory procedure ; one written statement by one govt. : **77.** 289-290.

Contentious procedure (applications) :

Counter-Memorial ; Losinger & Co. case (10 II 36). (*To be printed in Series C.*)

Counter-Memorial, Reply and Rejoinder ; Pajzs, Csáky, Esterházy case (22 II 36). (*To be printed in Series C.*)

Fixtured of— :

Advisory procedure :

One written statement by each party : **76.** 228-229.

One written statement by one govt. : **77.** 288-289.

Contentious procedure (applications) :

Memorial and Counter-Memorial (time-limits for Reply and Rejoinder to be fixed subsequently) ; Losinger & Co. case (11 XII 35). (*To be printed in Series C.*)

Memorial, Counter-Memorial, Reply and Rejoinder ; Pajzs, Csáky, Esterházy case (12 XII 35). (*To be printed in Series C.*)

Reply and Rejoinder fixed in order extending time-limit for Counter-Memorial ; Losinger & Co. case (10 II 36). (*To be printed in Series C.*)

Reply and Rejoinder (further time-limits fixed upon the joinder of objections to merits of case) : **A./B. 66.** 9-10.

Preliminary objections (Observations and conclusions upon—) :

Losinger & Co. case (28 III 36). (*To be printed in Series C.*)

Pajzs, Csáky, Esterházy case (10 III 36). (*Id.*)

Further extensions granted ; Losinger & Co. case : Counter-Memorial, Reply and Rejoinder (2 III 36). (*To be printed in Series C.*)

Partial grant only ; Losinger & Co. case (2 III 36). (*To be printed in Series C.*)

Request for—announced by telegram and subsequently submitted by Chargé d'affaires at The Hague on instructions of Agent ; Losinger & Co. case (2 III 36). (*To be printed in Series C.*)

Suspension of proceedings on merits, see *Suspension*, etc., and *Written proceedings*.

WRITTEN PROCEEDINGS :

Counter-Memorial lodging a preliminary objection ; Pajzs, Csáky, Esterházy case :

10 III 36. (*To be printed in Series C.*)

23 v 36 : **A./B. 66.** 9.

One statement by one govt. may be filed : **77.** 288-290.

Reply and Rejoinder :

Presentation of— (time-limits left to be fixed by subsequent order) ;

Losinger & Co. case : 11 XII 35. (*To be printed in Series C.*)

Suspension of proceedings on merits pending decision on preliminary objection ; Pajzs, Csáky, Esterházy case :

10 III 36. (*To be printed in Series C.*)

23 v 36 : **A./B. 66.** 9.

YUGOSLAVIA : Losinger & Co. case ; Pajzs, Csáky, Esterházy 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 tables on pages 178 to 189 of the Eighth Annual Report completed these particulars up to August 12th, 1932; the tables on pages 105 to 113 of the Ninth Annual Report, on pages 86 to 89 of the Tenth Annual Report and on page 128 of the Eleventh Annual Report brought them up-to-date to June 15th, 1935. The tables following hereafter (pp. 157-160) reproduce from the General List those folios in respect of which new entries have been made since June 15th, 1935, up to August 6th, 1936.

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, if any, of time-limits.*
 - XIII. *Date of termination of the written proceedings.*
 - XIV. *Postponements.*
 - XV. *Date of the beginning of the hearing (date of the first public sitting).*
 - XVI. *Observations.*
 - XVII. *References to earlier or subsequent cases.*
 - XVIII. *Result (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. 63.

- I. 63.
- II. **Constitution of Danzig.**
- III. 30 IX 35.
- IV. I. II. 13289.
- V. F. c. XXIX. 1.
- VI. Advisory Opinion.
- VII. *Members, States and Organizations*
 - (a) *to which a communication was addressed under Art. 73, No. 1, para. 2, of the Rules of Court: Danzig;*
 - (b) *which submitted written statements to the Court: Danzig;*
 - (c) *accorded a hearing by the Court: Danzig.*

Entry approved on 30 IX 35.

- VIII.
- IX. Request signed by the Secretary-General of L. N.
- X. 27 IX 35. (Council's Resolution, 23 IX 35.)
- XI. 22 x 35 (written statement).
- XII. 26 x 35 (written statement).
- XIII. 26 x 35.
- XIV.
- XV. 30 x 35.
- XVI. 35th (extraordin.) Session.
- XVII.
- XVIII. Advisory Opinion: 4 XII 35.
- XIX.
- XX. Series A./B., Vol. 65.
 - „ C., „ 77.
 - „ E., „ 12, p. 169.

Fol. No. 64.

- I. 64.
- II. **Losinger & Co. (merits).**
- III. 23 XI 35.
- IV. I. II. 13717.
- V. E. c. XXXIV. 1.
- 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).

Entry approved on 23 XI 35.

- XIII.
- XIV.
- XV.
- XVI.
- XVII. No. 67.
- XVIII.
- XIX.
- XX. Series A./B., Vol. 1.
 - „ C., „ 1.
 - „ E., „ 12, p. 182.

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.

¹ See p. 132, para. 3.

Fol. No. 65.	Entry approved on 6 XII 35.
I. 65.	XIV.
II. Pajzs, Csáky, Esterházy (merits).	XV.
III. 6 XII 35.	XVI.
IV. I. II. 13795.	XVII. No. 66.
V. E. c. XXXV. 1.	XVIII.
VI. Contentious case.	XIX.
VII. <i>Applicant</i> : Hungary. <i>Respondent</i> : Yugoslavia.	XX. Series A./B., Vol. . " C., " . " E., " 12, p. 177.
VIII.	
IX. Application of the Hunga- rian Govt.	<i>Notes.</i>
X. 1 XII 35.	(1) In accordance with Art. 63 of the Statute and Art. 60 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.
XI. 20 I 36 (Memorial). 24 II 36 (Counter-Memorial). 24 III 36 (Reply). 28 IV 36 (Rejoinder).	(2) By Order dated 23 v 36, the Court joined the prelimin. objection raised by the Yugoslav Govt. to the merits.
XII. <i>First prolongation</i> : 5 III 36 (Counter-Memorial). 3 IV 36 (Reply). 8 v 36 (Rejoinder). <i>Second prolongation</i> : 3 VII 36 (Reply). 14 VIII 36 (Rejoinder).	
XIII.	

Fol. No. 66.	Entry approved on 4 III 36.
I. 66.	XI. 3 IV 36 (reply to the prelimin. objection).
II. Pajzs, Csáky, Esterházy (preliminary objection).	XII.
III. 4 III 36.	XIII. 3 IV 36.
IV. I. II. 14453.	XIV.
V. E. c. XXXV. 3.	XV. 29 IV 36.
VI. Contentious case.	XVI. Judicial Year 1936.
VII. <i>Applicant</i> : Hungary. <i>Respondent</i> : Yugoslavia.	XVII. No. 65.
VIII.	XVIII. By Order dated 23 v 36, the Court joined the pre- limin. objection raised by the Yugoslav Govt. to the merits.
IX. Prelimin. objection raised by the Yugoslav Govt.	
X. 29 II 36.	

- XIX.
 XX. Series A./B., Vol. 66.
 " C., " .
 " E., " 12, p. 174.
- 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.** Entry approved on 27 III 36.
- I. 67. XIII. 24 IV 36.
 II. **Losinger & Co. (preliminary objection).** XIV.
 III. 27 III 36. XV. 3 VI 36.
 IV. I. II. 14654. XVI. Judicial Year 1936.
 V. E. c. XXXIV. 3. XVII. No. 64.
 VI. Contentious case. XVIII. By Order dated 27 VI 36, the Court joined the preliminary objection raised by the Yugoslav Govt. to the merits.
 VII. *Applicant*: Switzerland.
 Respondent: Yugoslavia.
 VIII.
 IX. Prelimin. objection raised by the Yugoslav Govt. XIX.
 X. 27 III 36. XX. Series A./B., Vol. 67.
 XI. 24 IV 36 (reply to the objection). " C., " .
 " E., " 12, p. 179.
- Notes.*

- Fol. No. 68.** Entry approved on 30 III 36.
- I. 68. XII.
 II. **Phosphates in Morocco.** XIII.
 III. 30 III 36. XIV.
 IV. I. II. 14688. XV.
 V. E. c. XXXVI. 1. XVI.
 VI. Contentious case. XVII.
 VII. *Applicant*: Italy. XVIII.
 Respondent: France. XIX.
 VIII. XX.
 IX. Application of the Italian Govt. *Notes.*
 X. 30 III 36. (1) In accordance with Art. 63 of the Statute and Art. 66 of the Rules, the United States of America, Belgium, Great Britain,
 XI. 15 VII 36 (Memorial).
 15 X 36 (Counter-Memorial).

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.
III. 1 VIII 36.	XIV.
IV. I. II. 15512.	XV.
V. E. c. XXXVII. 1.	XVI.
VI. Contentious case.	XVII.
VII. <i>Applicant</i> : Netherlands.	XVIII.
<i>Respondent</i> : Belgium.	XIX.
VIII.	XX.
IX. Application of the Netherlands' Govt.	<i>Notes.</i>
X. 1 VIII 36.	
XI. 2 XI 36 (Memorial).	
1 II 37 (Counter-Memorial).	
8 III 37 (Reply).	
12 IV 37 (Rejoinder).	

CHAPTER V.

JUDGMENTS, ORDERS
AND ADVISORY OPINIONS.

EFFECTS OF THE ADVISORY OPINION OF APRIL 6th, 1935.

MINORITY SCHOOLS IN ALBANIA¹.

Following the opinion given by the Court on April 6th, 1935, in the case concerning Minority Schools in Albania, a declaration on the subject made on behalf of the Albanian Government was laid before the Council of the League of Nations. On May 23rd, 1935 (3rd meeting of the 86th Session), the Council held that the vague terms in which this declaration was couched made it impossible to form an idea of the practical scope of the provisions announced by the Albanian Government. Accordingly, the Council adjourned the question to its next session, so as to give the Albanian Government time to furnish it with information on this subject. The Council would then be in a position either to frame the recommendations which it might have to make to the Albanian Government under Article 5 of the Declaration of October 2nd, 1921, concerning the protection of minorities in Albania, or on the contrary to see whether the provisions announced by the Albanian Government were such as to make these recommendations unnecessary.

On August 30th, 1935, the Albanian Government sent to the Secretary-General of the League of Nations a draft regulation on private minority schools. This was laid before the Council on September 23rd, 1935 (2nd meeting of the 89th Session). At this meeting, and subject to certain amendments, the Council found that the part of the draft relating to linguistic minorities was reasonable and in conformity with the Declaration

¹ A summary of this opinion will be found in E 11, on pages 136-142. A first account of the effects of the opinion is given in the same volume, pages 142-143. The text of the opinion is published in Fascicule No. 64 of Series A./B.

of October 2nd, 1921, as construed by the Court, but that, as regards the provisions concerning Catholic confessional schools, this was not the case. As the position of the Catholic schools was then the subject of negotiations between Tirana and the Vatican, the Council confined itself to instructing the Rapporteur to keep in touch with the Albanian Government and to report on the stage which the question had reached at the next session.

On January 23rd, 1936, the matter once more came before the Council (5th meeting of the 90th Session). At that meeting the Council took note of certain provisions which the Albanian Government had adopted in the form of a regulation and expressed the opinion that they represented a solution of the question of private linguistic minority schools in perfect conformity with the proposals previously made by the Rapporteur. With regard however to the question of Catholic confessional schools, the Council found that the situation was stationary; it expressed the hope that it would be able to place on record the successful settlement of the question at its session in May 1936.

The provisions adopted by the Albanian Government and noted by the Council are as follows:

“REGULATION ON PRIVATE SCHOOLS FOR MINORITIES.

Article I.—Under Article 5 of the Albanian Declaration made to the League of Nations on October 2nd, 1921, private schools for minorities in the Kingdom may be conducted, in accordance with this Regulation, by schoolmasters chosen by the minority and approved by the Ministry of Education.

*Article II*¹.—Requests for permission to open private minority schools shall be made by the Council of Elders of the locality and shall be addressed to the Ministry of Education through the Prefecture. In villages with a mixed population, the request shall be made by the minority members of the Council of Elders and, should the minority not be represented on this local council, the latter shall elect a special Council of Elders exclusively for this purpose.

This request must state:

- (a) the desire to open a private minority school to be maintained at the expense of the local population;
- (b) the number of children of both sexes of compulsory school-age according to the law;
- (c) the name and short personal history of the schoolmaster or schoolmasters;
- (d) the monthly sum which the population undertakes to pay to the schoolmaster.

¹ The first paragraph of this Article was different in the text communicated by the Albanian Government to the Council; it was amended by that Government at the suggestion of the Rapporteur, who informed the Council of the matter at the meeting on January 23rd, 1936.

There shall be appended to this request the documents attesting the scholastic attainments of the schoolmaster or schoolmasters selected.

Article III.—Every candidate for a post of schoolmaster in a private minority school must fulfil the following conditions:

- (a) possess Albanian citizenship;
- (b) be twenty-one years of age and without any disqualification from a military point of view;
- (c) be able, to a certain extent at least, to read and write the Albanian language; this condition shall come into force in three years' time;
- (d) must not be excluded from public office;
- (e) possess a diploma of a training-college; this requirement shall not become effective until two years after the entry into force of this Regulation;
- (f) must not have performed military service in a foreign country;
- (g) must not have had, or have, any relations with anti-Albanian organizations;
- (h) must be paid solely by the local population which is opening the private minority school.

Article IV.—A candidate fulfilling the conditions laid down in Article III shall be approved by the Ministry of Education after the contract concerning his duties and monthly salary has been concluded with the Council of Elders of the locality. The contract shall be signed in the presence of the local administrative authorities. In villages with a mixed population, the contract shall be drawn up by the minority members of the Council of Elders and, should the minority not be represented on this local council, the latter shall elect a special Council of Elders exclusively for this purpose.

Article V.—A schoolmaster of a minority school shall take up his duties after obtaining the decree of the Ministry of Education. The decision of the Ministry of Education concerning the issue of the decree shall be taken within a period of one month as from the date on which the relevant request was submitted by the Council of Elders.

Article VI.—Although the local population shall have the right to supervise the activities of its schoolmaster and private school, there shall also be official supervision, both from a scholastic and administrative point of view, exercised in absolute conformity with the provisions of the law, by the Ministry of Education through the agency of an inspector from the said Ministry.

Article VII.—The relevant provisions of the organic law on education, with the exception of the withholding of salary and transfer, shall apply in the case of any schoolmaster who, after official investigation, shall have been proved to be not fulfilling his duties according to the existing laws or to have been guilty of incorrect moral or political conduct.

Article VIII.—The provisions of the organic law on education shall apply, as regards the school year, to scholars' reports, classification, examinations, the school system and curricula, and the compulsory school-age. The school curriculum shall be the official curriculum for State schools, but in all subjects and in all classes the pupils shall be taught solely in the language of the minority. Religious instruction not included in the official curriculum may be given in the language of the minority.

Article IX.—Minority schools shall employ the books and other scholastic material drawn up in the language of the minority according to the official programme, only after these have been approved by the Ministry of Education.

The Ministry of Education shall be responsible for the preparation of the texts of school-books in the minority language in conformity with the official curriculum.

Pending the preparation of these texts, the Ministry of Education may approve such existing texts in the minority language as may be best adapted to the official curriculum.

Article X.—In the case of localities inhabited by minorities who expressly state that they do not desire or cannot afford to maintain private schools, the Ministry of Education, on the strength of Article 6 of the Albanian Declaration of October 2nd, 1921, shall open State schools in which the whole curriculum shall be taught in the minority language. For this purpose, the Ministry of Education shall send to these schools school-masters possessing the necessary qualifications.

Article XI.—In minority schools, the Ministry of Education shall be entitled to cause Albanian to be taught as a compulsory subject.

Article XII.—This Regulation shall come into force from the beginning of the school year 1935-1936.

Article XIII.—The Ministry of Education shall be responsible for the carrying-out of this Regulation."

On May 13th, 1936 (3rd meeting of the 92nd Session), the Council had before it a letter from the Albanian Minister for Foreign Affairs to the Secretary-General dated May 6th, 1936, and the text of a law on the operation of the schools which had just been promulgated by the Albanian Government. These documents were as follows¹:

¹ The text of the law reproduced below contains two additions which the Albanian Government had made subsequently and to which it drew the attention of the Rapporteur, who informed the Council at the meeting on May 13th, 1936.

LETTER FROM THE MINISTER FOR FOREIGN AFFAIRS OF ALBANIA
TO THE SECRETARY-GENERAL OF THE LEAGUE OF NATIONS.

Sir,

"Tirana, May 6th, 1936.

I have the honour to inform you that the Royal Government of Albania, paying special attention to the interest taken by the League of Nations in the operation of the confessional schools in Albania, has taken particular pains to find a suitable solution for the problem.

With that object, in accordance with the statement made by the delegate of Albania to the Council of the League of Nations at its session in September 1935, and repeated on January 23rd, 1936, the Albanian Government was anxious to arrive at a settlement of the question by concluding a Concordat with the Holy See.

Despite the Albanian Government's good will, however, it has not proved possible to attain this object. On the other hand, the Albanian Government, not wishing to leave the question of the schools unsettled any longer, has lately taken steps to provide a final solution.

I have therefore the honour to inform you that the Royal Government recently promulgated a law, which is now in force, whereby every Albanian national, whether a natural or a juridical person, has the right to open and maintain schools. This category includes religious communities.

My Government is convinced that the provisions of the law in question are such as will give satisfaction to the Council, and that consequently the latter will be able, at its next session, to record this fact as a final settlement of the school problem in Albania.

I have the honour, etc.

(Signed) F. ASLANI,

Minister for Foreign Affairs.

[Translation.]

DECREE-LAW ON SCHOOLS.

1.—The rights of the State in connection with public instruction shall be exercised through the officials of the Ministry of Public Instruction in schools and educational institutions of all kinds.

These rights may also be exercised with the approval of the Ministry of Public Instruction, previously endorsed by the Council of Ministers, in schools or institutions opened and maintained by natural or legal persons explicitly empowered for the purpose.

2.—The opening of schools and institutions authorized in the above manner is allowed in the following circumstances:

(a) where the parents of not less than forty children express a wish to send their children to a school of this kind;

(b) where the need for the opening of the school is proved, having regard to the educational requirements of the population and the geographical position of the place in which the school is to operate.

3.—Authorized schools shall be of two kinds :

- (a) ordinary schools, which follow the official State programme of education in its entirety ;
- (b) special schools, which follow a different programme, or have a different time-table previously approved by the Ministry of Public Instruction.

4.—To obtain permission to open an authorized school, the applicant, if acting in his own behalf, must comply with the following conditions :

- (a) he must be of Albanian nationality and be able to read and write the Albanian language ;
- (b) he must be in possession of civic rights and be of good reputation ;
- (c) he must prove that he has sufficient financial means for the establishment and upkeep of the school.

When permission is applied for on behalf of a community or legal person, the representative of the body concerned must show that such community or legal person fulfils condition (c) above.

5.—Authorized schools must in all cases have a responsible head, who must comply with the conditions laid down by the present decree-law for teachers.

6.—Instruction in authorized schools shall be given solely by teachers who are authorized to teach by the Ministry of Public Instruction.

7.—Teachers' certificates shall be issued to persons complying with all the conditions laid down in the organic decree-law on teaching published September 28th, 1934¹.

Teachers' certificates shall also be issued to lay or religious teachers of religion, science, or other subjects engaged for the purpose of teaching the same in authorized schools, provided they prove they have completed a course of training in a seminary, teachers' training college or higher educational institution according to the subject or branch of study they are authorized to teach.

¹ Organic decree-law on public instruction published in the Official Journal of the Kingdom under Heading No. 54, dated September 28th, 1934 :

“Article 96.—After the entry into force of this law, the following shall be nominated as teachers :

- (1) those who have completed the teachers' course (*école normale*) ;
- (2) those who have won diplomas from a school of higher education and who, having undergone a teachers' course, have obtained their degrees (*école normale des instituteurs*).

Article 364.—The headmaster and masters must be in possession of diplomas from a recognized secondary school, and must have undergone as regular pupils a suitable university or higher school course, having passed all examinations required for an academic degree recognized according to the laws of the State in which the university or higher school is situated.

Those who are nominated after the entry into force of this decree-law shall be considered as substitutes during the first two years of their service.”

N.B.—Article 96 refers to elementary schools ; Article 364 refers to secondary schools.

8.—Foreign teachers must have special permission from the Ministry of Public Instruction to teach in authorized schools.

Such permission shall be granted on the strength of their educational credentials, and at the request of the person authorized to keep the school, when the Ministry of Public Instruction is convinced of the need for making use of foreign teachers.

9.—In the authorized schools, instruction cannot be given in a foreign language without previous authorization by the Ministry of Public Instruction.

In special schools authorized by the State, the teaching of the Albanian language, Albanian history and geography and branches of these studies shall be compulsory for Albanian pupils, and shall be given by teachers of Albanian nationality in the Albanian language only.

The teaching of Albanian pupils in primary schools shall be in Albanian only.

10.—School certificates issued by authorized schools shall be recognized only after examinations passed in official schools.

11.—Text books for use in authorized schools must be submitted beforehand to the Ministry of Public Instruction.

Text books not so submitted and text books which are prohibited may not be used.

12.—All authorized schools without exception shall be subject to supervision by the Ministry of Public Instruction acting through its regular officials.

13.—The head of an authorized school shall be responsible for its satisfactory working and for its compliance with the provisions of the present decree-law.

14.—Wherever the Ministry of Public Instruction observes defects in the observance of the provisions of the present decree-law, or failure to comply therewith, it may take disciplinary action. If the offence is repeated, or the disciplinary action prescribed is not enforced by the management of the school in question, the matter shall be referred to the Council of Ministers, which shall have the right to close the school temporarily or permanently.

15.—Provisions of existing laws which conflict with the provisions of the present decree-law are hereby repealed.

16.—The present decree-law shall come into force on the date of its publication in the Official Gazette.

17.—The Ministry of Public Instruction is entrusted with the application of the present decree-law."

The Rapporteur in his report to the Council expressed the opinion that the provisions of the law adequately fulfilled the stipulations of the Albanian Declaration of October 2nd, 1921, and that they could therefore be regarded as providing a satisfactory solution of the question of confessional schools in Albania. In particular, he pointed out that, according to the

explanations given him by the Albanian representative, the provisions contained in Article 9 of the law, regarding the use of the Albanian language in schools, either exclusively, or compulsorily for certain subjects, were not intended to affect the provisions contained in the previous Regulation concerning the free use of the mother-tongue of pupils in the minority schools. This Regulation being based on the Albanian Declaration of October 2nd, 1921, its clauses took precedence, as regards the minorities concerned, over all other laws and regulations in force.

In these circumstances, the Council declared the examination of the question closed and conveyed to the Albanian Government its keen appreciation of the good will which that Government had displayed.

ADVISORY OPINION OF DECEMBER 4th, 1935¹.

CONSISTENCY OF CERTAIN DANZIG LEGISLATIVE
DECREES WITH THE CONSTITUTION OF THE FREE CITY.

On August 29th, 1935, the Senate of the Free City of Danzig adopted two decrees, which came into force on September 1st, 1935, modifying the criminal law in force at Danzig. One of these decrees concerned the Penal Code; in particular it replaced Article 2 of this Code—according to which “an act is only punishable if the penalty applicable to it has been prescribed by a law in force before the commission of the act”—by the following clause:

History of
the case.

“Any person who commits an act which the law declares to be punishable or which is deserving of penalty according to the fundamental conceptions of a penal law and sound popular feeling, shall be punished. If there is no penal law directly covering an act, it shall be punished under the law of which the fundamental conception applies most nearly to the said act.”

The object of the second decree was, amongst other things, to embody the following clauses in the Code of Criminal Procedure:

“Article 170 a.—If an act which, according to sound popular feeling, is deserving of penalty is not made punishable by law, the Public Prosecutor shall consider whether the fundamental conception of any penal law covers the said act and whether it is possible to cause justice to prevail by the application of such law by analogy (Art. 2 of the Penal Code).

Article 267 a.—If, in the course of the trial, it appears that the accused has committed an act which, according to sound popular feeling, is deserving of penalty but which is not made punishable by law, the Court must satisfy itself that the fundamental conception of a penal law applies to the act and that it is possible to cause justice to prevail by the application of such law by analogy (Penal Code, Art. 2).

Article 265, paragraph 1, shall apply *mutatis mutandis*.”

These decrees had been issued under the “law for the relief of the distress of the population and the State”, of June 24th, 1933, usually described as an “enabling law”; incidentally, other similar laws had already before 1933 given the Senate power to legislate by decree in regard to certain matters.

On September 4th, 1935, the National German, the Centre and the Social-Democrat Parties at Danzig presented a petition to the High Commissioner of the League of Nations, contending

¹ Series A./B., Fasc. No. 65.

that the amendments to the criminal law made under the decrees of August 29th, 1935, fundamentally altered the whole system of the administration of justice in criminal cases and opened the doors wide to arbitrary decisions; the introduction of these amendments constituted, on the submission of the petitioners, a violation of the Constitution of the Free City. The petition concluded with a request to the High Commissioner to support the efforts of the petitioners "for the maintenance of legal and constitutional conditions in the Free City".

The High Commissioner, in a letter dated September 5th, 1935, invited the Senate as soon as possible to present any observations which it might wish to make in regard to the petition. And on September 7th, 1935, the High Commissioner sent to the Council of the League of Nations the text of the decrees of August 29th, 1935, together with the petition and the observations of the Danzig Senate.

The request. The Council considered the question on September 23rd, 1935; it then decided to ask the Court for an advisory opinion "on the question whether the said decrees are consistent with the Constitution of Danzig, or, on the contrary, violate any of the provisions or principles of that Constitution".

In accordance with the usual procedure, the Council's request was communicated to Members of the League of Nations and to other States entitled to appear before the Court. Furthermore, the Registrar sent to the Free City of Danzig, which was regarded by the President—the Court not being in session—as likely to be able to furnish information on the question referred to the Court for advisory opinion, the special and direct communication mentioned in Article 73, No. 1, paragraph 2, of the Rules then in force.

Before the expiry of the time-limit fixed for the purpose, a written statement was filed on behalf of the Free City. Furthermore, the Registrar, on the instructions of the President, had requested the Secretary-General of the League of Nations to inform the petitioners that if they desired to supplement the statement contained in their petition, the Court would be prepared to receive an explanatory note from them; two documents constituting this note were transmitted to the Court by the petitioners. Finally, at public sittings held on October 30th and 31st and November 1st, 1935, the Court heard the oral statements presented by the representative of the Free City.

Composition of the Court. The Court was composed as follows for the examination of the case: Sir CECIL HURST, *President*; M. GUERRERO, *Vice-President*; Baron ROLIN-JAEQUEMYS, Count ROSTWOROWSKI, MM. FROMAGEOT, DE BUSTAMANTE, ALTAMIRA, ANZILOTTI, URRUTIA, Jhr. VAN EYSINGA, MM. WANG, NAGAOKA, *Judges*.

By a letter dated October 5th, 1935, the Senate of the Free City of Danzig had requested the Court to authorize it to appoint

a judge *ad hoc* to sit in the case. At the invitation of the Court, the arguments in support of this request were fully expounded by the Agent for the Free City at the hearing of October 30th. On the following day, the President of the Court announced at the hearing that, after deliberation, the Court had decided that there was no ground for granting the request made on behalf of the Free City and that this decision would be embodied in an order which would be drawn up later. This order, which was dated October 31st, 1935, is annexed to the opinion. The Court observes therein that its decision must be in accordance with its Statute and its Rules, and that the constitution of the Court is governed by the Statute, which, in Article 31, makes provision for the presence of judges *ad hoc* on the Bench only in cases in which there are parties before the Court. That condition is not fulfilled in the present case. Though the Court, by its Rules, has made the provisions concerning the appointment of judges *ad hoc* applicable to advisory proceedings, it has only envisaged cases in which such proceedings relate to an existing dispute between two or more States or Members of the League of Nations. At present, that provision constitutes the only exception to the general rule; it cannot therefore be given a wider application than is laid down for it.

* * *

The Court delivered its opinion on December 4th, 1935.

The opinion
(analysis).

After setting out the facts, the Court observes that the Constitution of the Free City occupies a special position in regard to the League of Nations. Though the interpretation of this Constitution is an internal question, it may nevertheless involve the guarantee of the League of Nations. It is also clear that when the constitutionality of the decrees is challenged, this may raise questions the solution of which depends upon the interpretation of its Constitution; accordingly the petition leading to the submission of the request for an opinion necessarily involves the League's guarantee. This suffices to establish the international element in the case, which element is not excluded by the fact that the Court will have to examine municipal legislation of the Free City, including the Constitution.

Any inconsistency between the decrees and the Constitution may be due either to an inconsistency between the terms of the decrees and the articles of the Constitution or its principles, or to the fact that the decrees overstep the limits of the powers granted, or to the fact that these powers may themselves be contrary to the Constitution. Observing firstly that the question put is whether the decrees are necessarily in conflict with the

Constitution so that they cannot be applied without violating it, and, secondly, that if any article or principle of the Constitution is violated by the decrees, that will suffice to show that the latter are not consistent with the Constitution, the Court states that it will consider the question from the point of view of the contents of the decrees.

Accordingly, it sets out to ascertain the changes brought about by the decrees in the criminal law of the Free City. The decrees substitute the rule *Nullum crimen sine pœna* for the rules *Nullum crimen sine lege* and *Nulla pœna sine lege*: a person may be prosecuted not only, as heretofore, under an express provision of the law, but also in accordance with the fundamental idea of a law and with sound popular feeling, and a system under which the criminal character of an act and the penalty attached to it were known both to the judge and to the accused person is replaced by a system in which this knowledge will be possessed by the judge alone. Moreover, sound popular feeling is a very elusive standard and one which will vary from man to man.

Such being the tenour of the decrees, what principles emerge from the Constitution? The Constitution endows the Free City with a form of government under which all organs of the State are bound to keep within the confines of the law (*Rechtsstaat*, State governed by the rule of law). In the next place, it provides for a series of fundamental rights the free enjoyment of which it guarantees within the bounds of the law; it also lays very special emphasis on the importance and the inviolability of the individual liberties which ensue from these fundamental rights. All these rights are not absolute and unrestricted; but restrictions can only be imposed by law. This is stated in a large number of articles of the Constitution, and this is precisely the import of the guarantee afforded to these liberties or fundamental rights.

The rule that a law is required in order to restrict the liberties provided for in the Constitution therefore involves the consequence that the law itself must define the conditions in which such restrictions of liberties are imposed. If this were not so, i.e. if a law could simply give a judge power to deprive a person of his liberty without defining the circumstances in which his liberty might be forfeited, it could render entirely nugatory the guarantees provided by the Constitution. But the decrees, so far from supplying any such definition, empower a judge to deprive a person of his liberty even for an act not prohibited by the law, provided that he relies on the fundamental idea of a penal law and on sound popular feeling. These decrees therefore transfer to the judge an important function which, owing to its intrinsic character, the Constitution intended to reserve to the law so as to safeguard individual

liberty from any arbitrary encroachment on the part of the authorities of the State.

It is true that a criminal law does not always regulate all details. By employing a system of general definition, it sometimes leaves the judge not only to interpret it, but also to determine how to apply it. The question as to the point beyond which this method comes in conflict with the principle that fundamental rights may not be restricted except by law may not be easy to solve. But there are some cases in which the discretionary power left to the judge is too wide to allow of any doubt but that it exceeds these limits: in the view of the Court the present is such a case.

The Court accordingly arrives at the conclusion that the decrees are not consistent with the Constitution of Danzig, of which they violate certain provisions and principles.

* * *

The Court's opinion was adopted by nine votes to three.

Count Rostworowski, M. Anzilotti and M. Nagaoka declared that they were unable to concur in the opinion and appended thereto statements of their individual opinions. Dissenting
opinions.

* * *

On January 24th, 1936 (6th meeting of the 90th Session), the Council of the League of Nations passed a resolution under which it adopted the opinion and noted with satisfaction that (according to a communication from the President of the Senate of the Free City to the Rapporteur) the Senate was taking measures to conform to the said opinion by making the necessary amendments in the two legislative decrees in question. Effects.

On May 11th, 1936, the Secretary-General of the League of Nations sent to the Council for information (Doc. C. 215. 1936. VII) a letter from the High Commissioner of the League of Nations dated May 5th, 1936, annexed to which was a copy of a note from the President of the Senate of the Free City, communicating the text of certain legislative decrees: one of these, dated February 20th, 1936, abrogates the decrees of August 29th, 1935, and restores the old text of Article 2 of the Criminal Code.

ORDER OF MAY 23rd, 1936.

THE PAJZS, CSÁKY, ESTERHÁZY CASE
(PRELIMINARY OBJECTION).

Application. On December 6th, 1935, the Hungarian Government filed with the Registry of the Court an Application instituting proceedings against the Yugoslav Government in regard to three judgments (Nos. 749, 750 and 747) rendered on July 22nd, 1935, by the Hungaro-Yugoslav Mixed Arbitral Tribunal.

The Application is founded firstly on Article X of Agreement II signed at Paris on April 28th, 1930, according to which the signatories—which include Hungary and Yugoslavia—agree to recognize a right of appeal to the Court from all judgments on questions of jurisdiction or merits which may be given by the Mixed Arbitral Tribunals in certain cases brought before those tribunals and which are not in the nature of “legal proceedings in regard to the agrarian reforms” (undertaken in Czechoslovakia, Roumania and Yugoslavia) within the meaning of Article I of Agreement II. Secondly, the Application is founded on Article XVII of Agreement II and Article 22 of Agreement III (of the same date), which provide (in slightly different terms) that signatories shall be entitled to have recourse to the Court by unilateral application in the event of any difference as to the interpretation or application of Agreements II and III.

In so far as the Application is founded on Article X of Agreement II, it constitutes an “appeal” from the three judgments above mentioned, whereby the Mixed Arbitral Tribunal declined jurisdiction in the cases brought before it against the Yugoslav Government by Pajzs, Csáky and Esterházy; in so far as the Application is founded on Article XVII of Agreement II and Article 22 of Agreement III, it prays the Court, alternatively, to interpret the Agreements of Paris and cause them to be correctly applied, so as to redress the situation created by the attitude of the Yugoslav Government, ordering that Government, in conformity with Article 250 of the Treaty of Trianon, to accord to all Hungarian nationals who have been affected by the Yugoslav agrarian reform and who do not receive compensation out of the Agrarian Fund created under Agreement II, the treatment applicable to nationals as regards the payment of local indemnities in respect of their expropriated lands.

The notifications provided for by Article 40 of the Statute and Article 36 of the Rules of Court (text in force prior to

March 11th, 1936) were duly despatched. Furthermore, under Article 63 of the Statute and Article 60 of the same Rules, the Application was notified to all States which were parties either to the Treaty of Trianon or to Agreements II and III of Paris, since the Hungarian Government had relied on these instruments in asking the Court for judgment.

The time-limits for the presentation of the documents of the written proceedings in the case were, after successive extensions, ultimately fixed so that the Hungarian Memorial was to be filed by January 20th, 1936, and the Yugoslav Counter-Memorial by March 5th, 1936. The Memorial, which was duly filed by the prescribed date, prayed the Court :

- “A. 1. To admit the appeal ;
2. To adjudge and declare, as a matter of law, after admitting the appeal, preferably by way of revising the three judgments in question, that the Mixed Arbitral Tribunal has jurisdiction to adjudicate upon the claims of the Hungarian nationals, stating fully the reasons on which the judgment is based and requiring the Mixed Arbitral Tribunal to conform to such statement of reasons ;
- B. Alternatively or cumulatively, as the Court may see fit :
1. To adjudge and declare, generally, how Agreements II and III of Paris are to be interpreted and applied, and to redress the situation created by the Yugoslav Government's attitude, since that Government, either under its domestic legislation as portrayed in Article 11, paragraph 3, of its law of June 26th, 1931, or under an erroneous interpretation of that legislation by the administrative authorities—though alleged by it to be authorized by and in conformity with Agreements II and III of Paris—at present refuses to recognize in respect of all Hungarian nationals its obligation to pay the sums due to them in accordance with the national treatment applicable to them under its domestic legislation in respect of their lands expropriated in the course of its agrarian reform—extending to them an entirely new and unforeseen treatment discriminatory in character and not provided for in Agreements II and III of Paris—instead of only proceeding in this way in the case of Hungarian nationals who submitted claims in respect of the same lands before the Mixed Arbitral Tribunal and who have had their claims recognized by judgments of the Mixed Arbitral Tribunal against the Agrarian Fund, as laid down in Agreements II and III of Paris ;
 2. To order the Kingdom of Yugoslavia, in particular :
 - (a) in its attitude and proceedings, strictly to conform to the interpretation and application of Agreements II and III, so laid down as correct, and to respect the rights of which the existence was assumed by those Agreements ;
 - (b) to make good the damage and refund the costs and expenses occasioned to Hungarian nationals by its present attitude

and proceedings which are unwarranted by Agreements II and III of Paris ;

- C. To adjudge and declare that the Kingdom of Yugoslavia is also under an obligation to indemnify the Government of the Kingdom of Hungary for all costs and expenses incurred by the latter in obtaining redress for its nationals for whose situation the Kingdom of Yugoslavia, in spite of warning, is responsible, including the cost and expenses of the present proceedings before the Court."

Preliminary
Objection.

Within the time-limit fixed for the presentation of the Counter-Memorial, the Yugoslav Government filed a document entitled "Counter-Memorial of the Yugoslav Government including the formal submission of an objection presented to the Court in the proceeding", praying the Court :

1. To adjudge and declare, before entering upon the merits, that the appeal of the Royal Hungarian Government against the three judgments of the Hungaro-Yugoslav Mixed Arbitral Tribunal cannot be entertained and is contrary to Article X of Agreement II of Paris ;
2. To adjudge and declare, before entering upon the merits, that the request of the Royal Hungarian Government for a general interpretation by the Court of Agreements II and III of Paris cannot be entertained because the essential conditions laid down by Article XVII of Agreement II and Article 22 of Agreement III have not been fulfilled ;
3. Alternatively, to adjudge and declare that the appeal of the Hungarian Government under Article X of Agreement II is ill-founded, and to confirm the three judgments of the Hungaro-Yugoslav Mixed Arbitral Tribunal ;
4. Alternatively, to adjudge and declare that the three judgments of the Hungaro-Yugoslav Mixed Arbitral Tribunal are in accordance with the true interpretation of the Paris Agreements ;
5. To order the Royal Hungarian Government to refund to the Royal Yugoslav Government all costs and expenses incurred in the present proceedings."

By an Order made on March 10th, 1936, the Court, holding the first two submissions of the Yugoslav Government to be in the nature of preliminary objections, fixed April 3rd, 1936, as the date by which the Hungarian Government might present a written statement of its observations and submissions in regard to these objections. The objections were also communicated to States Members of the League of Nations and to States entitled to appear before the Court ; and, since one of them was founded on Agreements II and III of Paris, a special and direct communication in regard to them was sent to States parties to these instruments. The Hungarian Government in its observations, which were duly filed with the Registry by the date fixed, prayed the Court to overrule the objections. At

public hearings held on April 29th and 30th and May 1st, 4th, 5th and 6th, 1936, the Court heard the oral observations of the two Parties upon the Yugoslav objections.

The Court was composed as follows : Sir CECIL HURST, *President*; M. GUERRERO, *Vice-President*; Baron ROLIN-JAEQUEMYS, Count ROSTWOROWSKI, MM. FROMAGEOT, DE BUSTAMANTE, ALTAMIRA, ANZILOTTI, URRUTIA, NEGULESCO, Jhr. VAN EYSINGA, M. NAGAOKA, *Judges*. Composition
of the Court.

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.

* * *

On May 23rd, 1936, the Court made an order in regard to the preliminary objections. It declares that it is confronted with the two preliminary objections : The Order
(analysis).

“(1) that the appeal of the Hungarian Government based on Article X of Agreement II of Paris cannot be entertained because, contrary to the contentions of the Hungarian Government, the cases forming the subject of the judgments appealed against are not, as required by Article X, cases other than those referred to in Article I of that Agreement and because the said judgments are not judgments on questions of jurisdiction or merits within the meaning of Article X ;

(2) that the request of the Hungarian Government based on Article XVII of Agreement II and Article 22 of Agreement III cannot be entertained because that Government has lodged an application with the Court without its first having been established that the Parties concerned have failed to agree on the choice of a single arbitrator”.

The Court considers that the questions raised by the first of these objections and those arising out of the appeal as set forth in the Hungarian Government's Memorial are too intimately related and too closely inter-connected for the Court to be able to adjudicate upon the former without prejudicing the latter. With regard to the second objection, its purpose is to frustrate a request presented alternatively by the Hungarian Government ; and in so far as this request is in the nature of an alternative, the objection in respect of it can likewise only be dealt with in the alternative. Moreover, the Court considers that the further proceedings on the merits, by enabling it to obtain a clear understanding of the relation in which the “appeal” stands to the request for the interpretation of Agreements II and III, will place it in a better position to adjudicate with a full knowledge of the facts upon the second objection.

For these reasons, the Court joins the objections to the merits in order to adjudicate in one and the same judgment

upon these objections and, if need be, upon the merits. At the same time it fixes the further time-limits for the filing of the Hungarian Reply and of the Yugoslav Rejoinder on the merits. As a result of the time-limits thus fixed, the case will become ready for hearing on August 14th, 1936.

ORDER OF JUNE 27th, 1936.

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

(PRELIMINARY OBJECTION).

By an Application filed with the Registry on November 23rd, 1935, the Swiss Federal Government instituted proceedings before the Court against the Yugoslav Government. The Application adduced the declarations made by Switzerland and Yugoslavia accepting the Optional Clause of Article 36, paragraph 2, of the Court's Statute, and asked the Court to declare that the Yugoslav Government could not, founding itself on a legislative measure subsequent in date to a contract concluded between it and the Swiss firm of Losinger & Co., S. A., release itself from the observance of an arbitration clause contained in that contract. Application.

The Swiss Government filed its Memorial by the date fixed for that purpose. The Yugoslav Government, for its part, after obtaining two extensions of the time-limit originally fixed for the filing of the Counter-Memorial, presented within the time-limit as finally fixed a document entitled "Document submitting the objection of the Yugoslav Government". When this document was filed, the Rules of March 11th, 1936, had come into force; under Article 62 of these Rules, the lodging of the objection involved the suspension of the proceedings on the merits, and a time-limit was fixed for the filing by the Swiss Confederation of its observations and submissions upon the objection. Preliminary
Objection.

The Swiss Memorial on the merits prayed the Court :

"I. To declare that the Government of the Kingdom of Yugoslavia cannot, founding itself on the Yugoslav law of July 19th, 1934, concerning the conduct of State litigation, which came into force on October 19th, 1934, release itself from the observance of an arbitration clause in a contract concluded prior to this legislative measure with the firm of Losinger & Co., S. A., of Berne ;

II. To declare that the denial of jurisdiction lodged by the Government of the Kingdom of Yugoslavia, at the hearing on October 7th, 1935, and founded on this law, before the umpire in the arbitration proceedings pending between the State of Yugoslavia and the firm of Losinger & Co., S. A., is contrary to the principles of the law of nations."

The Yugoslav objection prayed the Court to declare that it had no jurisdiction and, alternatively, to declare that the application could not be entertained because the means of obtaining redress placed at the disposal of the firm of Losinger & Co. by Yugoslav municipal law had not been exhausted.

Finally, in the Swiss Observations in regard to the objection, it was contended that, in form, the document submitting the objection was invalid because it had not been filed in conformity with the terms of the Rules of Court, and that, in substance, the objection itself was ill-founded, so that the Court should declare that it had jurisdiction and that the Yugoslav Government's alternative submission to the effect that the application could not be entertained should be rejected.

As prescribed by the Statute and Rules, the Swiss Application and the Yugoslav objection were transmitted to the Members of the League of Nations and to States entitled to appear before the Court.

Composition
of the Court.

At public sittings held on June 4th, 5th, 8th and 9th, 1936, the Court heard the oral observations presented by the two Parties in regard to the Yugoslav objection. On June 27th, 1936, it made an Order upon the objection. The Court was composed as follows: Sir CECIL HURST, *President*; M. GUERRERO, *Vice-President*; Count ROSTWOROWSKI, MM. FROMAGEOT, DE BUSTAMANTE, ALTAMIRA, ANZILOTTI, URRUTIA, NEGULESCO, Jhr. VAN EYSINGA, M. NAGAOKA, *Judges*.

MM. MAX HUBER and ZORIČIĆ, respectively nominated as judges *ad hoc* by the Swiss and Yugoslav Governments, also sat in the Court for the purposes of the case.

* * *

The Order
(analysis).

In its order, the Court first of all summarizes the facts of the case in so far as relevant from the point of view of the order:

On March 2nd, 1929, a company registered in the United States of America, known as the Orientconstruct, and the autonomous District of Pozarevac (Kingdom of the Serbs, Croats and Slovenes) concluded a contract for the construction of certain railway lines for which the District had secured a concession from the Serb-Croat-Slovene Government and for the financing of their construction. This contract, which was approved by the Yugoslav Minister of Finance, contained the following arbitration clause:

“Article XVI.—Disputes.—Any differences of opinion or disputes which may arise between the contracting Parties in connection with the carrying out or interpretation of the clauses and conditions of this contract shall be settled by compulsory arbitration, if a friendly settlement cannot be reached by the contracting Parties. Within thirty days of a demand made by either of the contracting Parties, each Party shall appoint an arbitrator for the joint settlement of the disputes. If these two arbitrators fail to agree, or if one of the Parties fails to appoint an arbitrator within the time specified, the case shall

be referred either to the President of the Swiss Federal Court or to a neutral person who shall be appointed by the latter and who shall in the capacity of umpire give his decision alone upon the dispute. The same shall apply if the arbitrators have not made a final award within six months, reckoned from the date on which the last of them was appointed, or within an extended period fixed by mutual agreement between them. The award of the arbitrators or of the umpire shall be rendered in Yugoslavia. There shall be no appeal from this decision."

Subsequently, the firm of Losinger & Co., S. A., of Berne, and the Yugoslav Government were respectively substituted for the original parties to the contract; nevertheless, this only applied in respect of the construction works, and the question of financing was arranged in another manner. The various agreements effecting the substitution of new parties to the contract of March 2nd, 1929, were authorized by a Yugoslav law in 1931.

In 1933 difficulties arose in connection with the execution of the contract. These were settled in accordance with the arbitration clause; the President of the Swiss Federal Tribunal, acting in the capacity of umpire, gave his award on October 31st, 1934. In the meantime, on July 30th, 1934, the Yugoslav Government had cancelled the contract with Losinger & Co.; furthermore, on October 19th, 1934, a law concerning the conduct of State litigation in Yugoslavia had come into force; this law laid down that actions against the State could only be brought before the ordinary courts of the State.

In November 1934, Losinger & Co. once more had recourse to arbitration. The same umpire was nominated, this time as a "neutral person", as he had ceased to be President of the Swiss Federal Tribunal. Before the umpire, the representatives of Yugoslavia raised certain preliminary questions, more particularly based on the law of 1934 concerning Yugoslav State litigation, and it was submitted that the umpire had no jurisdiction. The latter then declared that he had no jurisdiction to adjudicate upon this plea, and, without relinquishing the case, suspended the arbitration proceedings until the "law had been ascertained".

These being the facts, the Court first considers whether the document submitting the Yugoslav objection is valid. The Swiss Government had maintained that it was invalid for the two following reasons: first, because it had not been filed in fifty-one copies within the prescribed time-limit and, secondly, because the Rules of Court, when defining the time-limit for the lodging of an objection, had in view only the original time-limit fixed by the Court for the filing of the Counter-Memorial and the definition did not cover subsequent extensions. The Court however holds that, in accordance with its consistent practice,

documents submitting preliminary objections are, as regards the number of copies to be filed, assimilated to instruments instituting proceedings, whereas the rule prescribing the filing of fifty-one copies, instead of one, only relates to documents of the written proceedings (Memorial, Counter-Memorial, etc.); moreover, a time-limit which has been extended is, in principle, for all purposes the same time-limit as that originally fixed. Again, the Court would, in any case, have power under its Rules to decide, in certain circumstances, "that a proceeding taken after the expiration of a time-limit shall be considered as valid". The filing of the document submitting the Yugoslav objection is, accordingly, valid.

As regards the objection itself, the Court observes that it includes, besides a plea to the Court's jurisdiction, an alternative objection to the admissibility of the application. Taking into consideration the written submissions of the Yugoslav Government, the Court holds that the real purpose of the plea to the jurisdiction is to prevent it from adjudicating on the submissions in the Swiss Memorial on the merits; accordingly, the competence of the Court and its power to entertain the application depend on the meaning and purport attaching to these submissions. The latter, though they may have been the subject of divergent interpretations, give rise to questions which are intimately connected with those raised by the objection, which may therefore from this point of view be regarded as a part of the defence on the merits, or as founded on arguments which might be employed for the purposes of that defence. If therefore the Court were to adjudicate at once upon the objection, it might be in danger of passing upon questions appertaining to the merits or of prejudging their solution: but it cannot enter in any way upon the merits before the Parties have had an opportunity of exercising their right of submitting two written pleadings each and of making oral statements on the merits, which they have not yet done. In these circumstances, the objection to the Court's jurisdiction should be joined to the merits.

As regards the objection relating to the admissibility of the suit, that objection is submitted as an alternative; moreover, the facts and arguments adduced for or against the two objections are largely inter-connected and even in some respects indistinguishable. Accordingly, the objection to the admissibility of the application must be treated in the same way as the objection to the jurisdiction.

The Court, after deciding to join the objections to the merits, fixes time-limits for the filing of the Yugoslav Counter-Memorial, the Swiss Reply, and the Yugoslav Rejoinder. These time-limits are settled in such a way that the case will become ready for hearing on September 11th, 1936.

In this connection, the Court adds that these time-limits are fixed without prejudice to any modifications which it might be desirable to make in case those concerned, or one of them, should decide to resort to the means of redress mentioned in the course of the oral proceedings by the Agent for the Yugoslav Government.

This refers to a point mentioned by the Court in its summary of the facts, namely that that Agent had specified that the law of 1934 concerning State litigation in Yugoslavia contained no provision giving it retrospective effect and that, in regard to this point, its character remained to be determined by the Yugoslav courts; moreover, that if the ordinary Yugoslav courts ruled that the plea which had caused the umpire to suspend the arbitration proceedings was not well-founded, the Yugoslav Government would abandon that argument.

The Court also mentions the possibility of modifying the time-limits fixed for the written proceedings on the merits, in the case of negotiations between the Parties for an amicable settlement.

CHAPTER VI.

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

NINTH ADDENDUM TO THE DIGEST,
TABLE 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.)

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 ninth of these addenda¹.

The ninth addendum contains decisions taken by the Court since the publication of the Eleventh 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 here that the Statute and Rules have been amended since the publication of the Eleventh Annual Report². The text of the Statute as in force until February 1st, 1936, was that appended to the Protocol of Signature of the Statute of December 16th, 1920; since February 1st, 1936, the text in force is the text as amended under the revision Protocol of September 14th, 1929. In the case of the Rules, until March 11th, 1936, the text in

¹ It should be noted that, 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 pp. 54 and 62.

force was that adopted in 1922, as revised in 1926 and amended in 1927 and 1931; since March 11th, 1936, a new text has been in force embodying the amendments necessitated by the revision of the Statute and codifying to some extent the Court's previous practice.

In regard to the ninth addendum which follows, all the decisions which are referred to therein, and which were taken in application of the Statute, have been classified on the basis of the revised Statute. Furthermore, the references to articles of the Rules in the ninth addendum have been adjusted so as to refer to the Rules in force since March 11th, 1936.

* * *

The second part of this Chapter contains a table and several indexes :

Under Section A will be found a double table of concordance : (a) between the Rules in force since March 11th, 1936, and those previously in force, and (b) between the Rules in force before March 11th, 1936, and those in force since that date. This table will facilitate a comparison between the ninth addendum and the Digest itself with its first eight addenda.

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

Section D 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, only covers the ninth addendum. The Eleventh Annual Report (pp. 156-158) contained an index of the articles of the Rules as then in force; the table of concordance in Section A of the second part of this Chapter will facilitate comparison between this index and that in the ninth addendum.

FIRST PART.

NINTH ADDENDUM
TO THE DIGEST OF DECISIONS TAKEN BY THE COURT
IN APPLICATION OF THE STATUTE AND RULES¹.

SECTION 1.—STATUTE: CONTENTIOUS PROCEDURE.

ARTICLE 21, PARAGRAPH 2.

At the end of 1935 the Court, as usual, appointed the Registrar as its representative before the Supervisory Commission for the ensuing year.

In accordance with precedent, the Court, on June 25th, 1936, appointed the Registrar to represent it at the ordinary session of the Assembly of the League of Nations in 1936. It was however agreed that, if the Registrar for any reason became unable to act, the President should be authorized to take steps to provide for the representation of the Court.

ARTICLE 23.

With the coming into force of the amendments to the Statute (Feb. 1st, 1936), the "Judicial Year", which coincides with the calendar year, takes the place of "sessions"—ordinary and extraordinary.

RULES, ARTICLE 25, paragraph 2.

On June 25th, 1936, the question was brought up whether, under Article 25, paragraph 2, of the R., the Court wished to modify the date of the commencement of the judicial vacations. In this connection it was suggested that the fixing of the dates for the beginning and end of the vacations should be left to the President. It was however held that this would involve a delegation of powers not provided for by the R. and not in accordance with the spirit of that instrument. It was also observed that an omission definitely to fix the dates of the beginning and end of the vacations might involve administrative difficulties, the rights and obligations of members being in certain respects not the same during periods of judicial vacations as during other periods when the Court "is not sitting".

There being no specific proposal to modify the period of the judicial vacations, the dates were maintained as fixed in Article 25, namely July 15th to September 15th.

¹ R. : Rules.
St. : Statute.

RULES, ARTICLE 25, paragraph 4.

During the hearings in the Pajzs, Csáky, Esterházy case (1936), the President announced that the Court would not sit in the afternoon of April 30th, this day being a public holiday in the Netherlands.

ARTICLE 25.

The practice indicated in Chapter VI of the Eleventh Annual Report (Art. 25, p. 148) in regard to the question of the validity or otherwise of votes when less than a quorum of judges voted, the remainder abstaining, was confirmed at the 35th Session (Oct. 1935)—on occasions when the number of votes cast upon a question of law was less than a quorum, it was held that there was no vote—and again, during the discussions upon the revision of the R., at the beginning of the Judicial Year 1936, when the practice followed was the same as that adopted during the discussions on the first reading of the new R. in February 1935. In some cases the President has indicated that the vote, though not valid as such, afforded useful guidance.

ARTICLE 30.

On March 11th, 1936, the Court adopted revised R. of Court repealing from that date the R. previously in force and embodying *inter alia* the changes necessitated by the entry into force of the revised St. on February 1st, 1936.

On March 16th, 1936, the Court confirmed its decision that the minutes of meetings devoted to the revision of the R. of Court should be printed and published. The Court, after hearing a report by the Chairman of its Publications Committee, also took certain decisions concerning the contents and form of the volume in which these minutes would be reproduced.

ARTICLE 31.

RULES, ARTICLE 83.

In the case for advisory opinion concerning the consistency of certain Danzig legislative decrees with the Constitution of the Free City, taken at the 35th Session (Oct. 1935), the Senate of the Free City asked the Court to authorize it to appoint a judge *ad hoc*. While acknowledging that under Article 83 (previously 71, para. 2) of the R. such an appointment was only expressly provided for in the case of a dispute between two or more States or Members of the League of Nations, the Senate submitted that it would be desirable to have a judge familiar with Danzig constitutional law on the Bench in this case. The Free City's Agent was authorized to present orally in Court the arguments relied upon by the Senate.

The Court's decision rejecting the request was communicated at once to the Agent of the Free City and announced from the Bench at the next public sitting. The reasons for the decision, which were given in an order prepared subsequently, were: (1) that Article 31 of the St. only made provision for the presence of judges

ad hoc in cases in which there were parties before the Court and that this condition was not fulfilled in this case; (2) that Article 83, which made the provisions of Article 31 of the St. applicable in advisory proceedings but only in cases relating to an existing dispute between two or more States or Members of the League of Nations, constituted the only exception to the general rule, and that this exception could not be given a wider application than was provided for by the R.

ARTICLE 39.

In the case for advisory opinion concerning the consistency of certain Danzig legislative decrees with the Constitution of the Free City (35th Session, Oct. 1935), the Court adopted the English text of the opinion as authoritative. In accordance with precedent, this decision was not taken until the final adoption of both texts in second reading.

On March 29th, 1933, the Court adopted a resolution to the effect that it would decide in each case before the opening of the oral proceedings whether oral translations at the hearings should be dispensed with; and that, if it was not sitting, this decision would be given by the President (see E 9, p. 163, under St., Art. 39). This resolution was at first applied as involving a decision in any event, whether the suppression or the maintenance of translations were in question. On October 29th, 1935 (35th Session), however, when the application of the resolution as construed above to a case in course of hearing came to be considered, the President decided that the general rule should be that the statements made in one of the official languages should be translated into the other; and that a decision was only necessary where an exception to this rule was envisaged. This was in accordance with the terms of the new Article 58 of the R. (subsequently adopted on March 11th, 1936) and might be regarded as the existing practice.

The decisions given in accordance with this practice or with Article 58 of the R. have generally contained a statement of the reasons on which they have been based. In recent cases, however, this statement has been omitted.

ARTICLE 40.

RULES, ARTICLE 33, paragraph 1.

The provisions of Article 33, paragraph 1, of the R. were applied for the first time to the preliminary objection filed in the Losinger case (March 1936), and the Registrar transmitted to the other party a copy of the objection certified by him to be correct.

RULES, ARTICLE 62.

In March 1936, the Court received the Counter-Memorial in the Pajzs, Csáky, Esterházy case. This document was entitled "Counter-Memorial comprising the document submitting the objection lodged", etc. Although it raised objections to the Court's jurisdiction and submitted that the suit of the applicant government could not be entertained, this Counter-Memorial also contained submissions upon the merits. The question to be decided by the Court was whether the objections should be treated as preliminary objections

and dealt with in separate proceedings as provided in Article 62 of the R., or whether, although the Court would have to consider the objections before entering upon the merits, the written proceedings should be allowed to follow their normal course as already arranged. It was contended that a preliminary objection, the purpose and effect of which was to stay the main proceedings, should, under Article 62, be submitted in a self-contained document. On the other hand, it was contended that the word "preliminary", as applied to objections, might refer either to the form in which the objection was lodged or to the nature of the objection, and that, as it was submitted in the Counter-Memorial that the suit could not be entertained by the Court, the latter could scarcely deal with the objection in conjunction with the merits without having given the parties an opportunity of submitting argument upon it.

The Court decided to regard the Counter-Memorial as submitting a preliminary objection requiring the application of the procedure provided for in Article 62 of the R.

Accordingly, an order was made to the effect that the proceedings on the merits were suspended as a result of the filing of the preliminary objection and fixing a time-limit for the presentation of a written statement on the objection by the applicant government. At the same time, it was stated in the order that, as the document which had been presented, according both to its title and contents, also constituted a Counter-Memorial on the merits, the Court would subsequently, if need be, once more fix time-limits only for a Reply and Rejoinder on the merits.

These time-limits were subsequently (May 1936) fixed in the order by which the Court joined the preliminary objection to the merits (see also under St., Art. 48).

ARTICLE 43, PARAGRAPHS 2 AND 3.

RULES, ARTICLE 37.

In February 1936, the Court, at the request of one of the parties, granted extensions of the respective time-limits fixed for the presentation of the Counter-Memorials in two cases pending before it, after the agents for the other parties concerned had been consulted and had stated that they left the matter to the decision of the Court.

In order to avert any difficulties of procedure resulting from the fact that no Counter-Memorial would be available on the expiration of the original time-limit, the Court took a special decision, which was adopted as soon as the request for an extension was received, authorizing the Registrar to inform the party making the request that an extension of time sufficient to prevent any such difficulties from arising would, in any case, be granted. The duration of such extension however would not be fixed until the Court had received the views of the other government concerned.

Subsequently, after receiving information to the effect that the other party did not oppose the request for an extension, the Court made an order granting an extension, but, for reasons connected with the Court's programme of work, for a period shorter than had been asked for.

ARTICLE 43, PARAGRAPHS 3 AND 4.

RULES, ARTICLE 37.

In the Moroccan Phosphates case, submitted to the Court on March 30th, 1936, the application had been at once notified to the respondent government, but delay occurred in the appointment of the latter's agent and, in view of the terms of Article 37, paragraph 1, of the R., the adoption of the order fixing the time-limits for the written proceedings was postponed in the expectation that the agent would be appointed before long.

On May 16th, the French Agent having not yet been appointed, the Court considered what course to pursue. In the meantime, the Registrar had, under instructions from the acting President, obtained information on the subject of time-limits from the applicant's agent and from a representative of the respondent government.

On May 18th, a letter was once more addressed to the respondent government stating that the Court was in a position to issue without further delay an order fixing time-limits, but that it would not do so if the appointment of the respondent's agent could be expected shortly, and asking for a reply as soon as possible.

On June 17th, 1936, the matter—which had also formed the subject of discussion in the meantime—was brought up again, there still having been no reply from the respondent government concerning the appointment of an agent; meanwhile, the filing of the applicant's Memorial had been announced for the end of June.

On this occasion, the question whether it was possible under the R. to fix time-limits without first having established contact with the parties was raised. It was observed that Article 37 of the R. adopted on March 11th, 1936, while making consultation of the parties in some form compulsory prior to the fixing of time-limits, had made the hearing of the agents optional, lest the Court's action should be paralyzed. The previous practice had been for contact to be established—generally through the Registrar—with the parties, but not necessarily with the agents, the diplomatic representative of a State at The Hague, or the legal adviser of its Ministry for Foreign Affairs having been regarded as an agent *ad hoc* pending the regular appointment of an agent. This practice had in fact been applied in the Phosphates case also, since the Registrar had obtained information in regard to time-limits from the applicant's agent and from an authorized representative of the respondent government.

The Court thereupon decided at once to make an order fixing time-limits for the Memorial and Counter-Memorial, taking into account the information thus obtained. The fixing of the time-limits for the Reply and Rejoinder was to be left until later. The appointment of the agent of the respondent government took place on July 6th, 1936.

ARTICLE 43, PARAGRAPH 5.

RULES, ARTICLE 46, paragraph 1.

Before the Court separated for the Easter vacation in 1936, the question arose which of two cases—which would probably both be ready for hearing when the Court reassembled after the vacation—

should be taken first. It was observed that under Article 46 of the R. the case having precedence in the General List should be taken first, and that if the Court wished to concede priority to the other case, an express decision to that effect would have to be taken.

The Court had to deal with a similar problem before the beginning of its summer vacation; there were two cases, both of which would be ready for hearing when the Court resumed work after its judicial vacation in the summer; it was agreed that the case which appeared first in the List would be examined first, simply as a natural consequence of the application of Article 46, paragraph 2, of the R.

ARTICLE 47.

RULES, ARTICLE 59.

In February 1936, in consequence of the entry into force of the revised St., the Court decided that henceforth the minutes of sittings should be headed "Judicial Year 19.." and numbered consecutively throughout the whole year.

In accordance with Article 59 of the R., the names of agents, counsel or advocates present in Court are now recorded in the minutes of public sittings immediately after the names of the judges and Registrar.

RULES, ARTICLE 60.

In the Pajzs, Csáky, Esterházy case (preliminary objection) heard in April-May 1936, the agent for one of the parties made an extensive use of his right to introduce modifications in the shorthand notes of his oral statements in Court. The matter was brought before the Court under the clause providing that "reports of speeches or declarations made by agents ... shall be communicated to them for correction or revision, *under the supervision of the Court*". It was decided to print the statements as corrected in the form of proofs, which would be communicated to the agent for the other party for his observations and distributed to judges for their use and any observations which might occur to them. Thus the amendments would be submitted to a double check: by the opposing agent and by the Court. Subsequently, letters were received from the agent for the other party objecting to some of the changes made. The Court decided to entrust the examination of the amendments to its Publications Committee for report. This report was presented on June 25th 1936; it was as follows:

"The Hungarian Government's Agent in the Pajzs, Csáky, Esterházy case having made extensive use of the right accorded to him by Article 60, paragraph 3, of the R., to correct or revise the reports of his speeches or declarations, the Registrar, bearing in mind that the 'supervision of the Court' is prescribed in the above-mentioned Article, submitted the corrections to the Court for its opinion upon them.

"The Court decided that the texts of the Hungarian Agent's statements, as corrected by him, should be printed in a 'provisional

volume', which would be confidential, and that the Yugoslav Agent's attention should be drawn to it.

"In pursuance of this decision, the Registrar had caused proofs of the volume in question, together with a copy of the reports of the Hungarian Agent's speeches, showing his corrections in manuscript, to be sent to the Yugoslav Government's Agent; the latter was informed, at the same time, that if he had any remarks to offer on the corrections he should send them to the Registrar, who would, if need be, submit them to the Court.

"As a result, the Yugoslav Agent wrote two letters to the Registrar, dated respectively May 18th and June 18th, 1936; copies of these letters have already been circulated to the members of the Court.

"After considering the first of these letters, the Court decided to instruct its Publications Committee, consisting of M. Guerrero, Vice-President, Count Rostworowski and Jonkheer van Eysinga, to examine the corrections proposed by the Hungarian Government's Agent, and to draw up a report upon the basis of which the Court could take a decision.

"The Committee's work was greatly facilitated by a preparatory document, compiled by the Registry, enabling a rapid comparison to be made between the passages of the original verbatim reports and the passages of the corrected text in which the Hungarian Agent has introduced the most important changes.

*

"As the Yugoslav Agent had already pointed out in one of his letters, these alterations fall into several categories. The Committee divided them into four groups:

"(1) corrections of form, having no apparent influence on the sense of the speaker's observations; the Hungarian Agent's corrections had, indeed, given an entirely new wording to many parts of his pleadings;

"(2) corrections designed to remove mistakes or misunderstandings which had occurred in the reporting or re-copying of the speeches, or accidental slips made by the speaker in the course of his pleading;

"(3) additions to what was actually said in the speeches;

"(4) omissions of passages which did, in fact, occur in the speeches as delivered.

"As regards the first two of the above categories, the Committee saw no objection to accepting the text as corrected by the agent, except in those cases—of rare occurrence—in which the agent of the opposing Party or the Court itself had subsequently been influenced by the uncorrected text, or in cases of replies to definite questions put in the course of the hearings.

"In regard to the third category, the Committee considered that, where the corrections were simply designed to give point to arguments already advanced, by clarifying them, they might be accepted without demur. But where fresh arguments or opinions, which the opposing Party might have wished to answer, had been introduced in a speech, the Committee held that the additions should be struck out.

“Finally, as regards the fourth category, the Committee considered that it was impossible to allow the omission of passages which the opposing Party had cited and replied to. On the other hand, it saw no objection to the omission of passages—such as frequently occur in oral pleadings—which merely repeat, in slightly different form, arguments that have already been advanced.

“Applying the principles stated above, with all the requisite discretion and judgment, the Committee drew up a list of the passages in the Hungarian Agent’s speeches, as provisionally printed, in which it considered that the text of the original report should be re-instated, and that the whole, or a part, of the changes proposed by the agent should be rejected. That list is subjoined to the present report.”

The Court, having considered the Committee’s report, adopted the following resolution :

“The Court

- (1) approves the report of the Publications Committee ;
- (2) adopts the conclusions of this report, and approves the list attached thereto ;
- (3) directs that, when the texts of the statements in question are published in Series C. of the Court’s Publications, the text followed shall be that printed provisionally in the preliminary volume Distr. 3570, subject to the alterations specified in the list referred to in No. 2 above ;
- (4) directs that the report and its annex, together with the text of the present resolution, be communicated to both the Parties.”

In the *Losinger & Co.* case—preliminary objection—(June 1936), the agent for one party, though not raising the question in open Court, took exception to a certain passage in the oral statement of the agent for the other party and desired its deletion from the verbatim record. The Registrar suggested to the former agent that he should propose to the latter that he should delete the passage in question when correcting the shorthand report of his speech. The matter was settled in this way without any intervention on the part of the Court.

ARTICLE 48.

The Court’s decision in the case concerning the consistency of certain Danzig legislative decrees with the Constitution of the Free City (Oct. 1935) upon the request by the Senate of the Free City for permission to appoint a judge *ad hoc* was given in the form of an order. The latter was printed in Series A./B. as an annex to the opinion eventually given in that case, but dated the day on which the effect of the decision was communicated to the Free City’s Agent. The order was not read out in open Court (see also under St., Art. 31).

In the *Pajzs, Csáky, Esterházy* case (May 1936), the decision by which the Court joined the preliminary objections to the merits was given in the form of an order. This order was not read out in

open Court but published as a special fascicule of Series A./B. of the Publications of the Court. It was dated on the day of its signature by the President and the Registrar.

In the Losinger & Co. case (June 1936), the decision joining the preliminary objection to the merits was also delivered in the form of an order and under the same conditions.

When this order was made, it was considered that it would not be in accordance with precedent to mention, in the text of the order, the majority by which it had been adopted; but that, as the Court had recognized in the first place that separate opinions might be subjoined to orders of a certain importance and in the second place that the separate opinions referred to in Article 57 of the St. might be confined to simple statements of dissent, it should also be possible for a mention of simple statements of dissent to be appended to the order in question. The latter method was, in fact, adopted.

RULES, ARTICLE 62.

In the Pajzs, Csáky, Esterházy case—preliminary objection—(May 1936), the Court, in deciding whether to give its decision joining the preliminary objection to the merits in the form of an order or of a judgment, considered the influence which this question of form might exercise on the question whether the examination of a preliminary objection should be treated, according to practice, as an entirely separate case distinct from the proceedings on the merits. It was held that the proceedings on an objection, even when resulting in the joinder of the objection to the merits, could be regarded as a separate case, no matter whether they were terminated by a judgment or by an order, so that the Court would be able to hear a case on the merits with a composition different from that with which it had considered the preliminary objection: one reason given was that, after a joinder, the whole case, including the objections, would be the subject of fresh hearings. It was decided on May 15th, 1936, that the decision should be given as an order, and printed in the A./B. Series of the Court's Publications, but that for reasons peculiar to the case it should not be read out at a public sitting.

In the Losinger & Co. case—preliminary objection—(June 1936), the Court also gave its decision joining the preliminary objection to the merits in the form of an order, which was likewise published in the A./B. Series. In this case also it was decided that for special reasons the order should not be read out at a public sitting, but that this should not be regarded as creating a precedent.

ARTICLE 49.

RULES, ARTICLE 48.

In the Pajzs, Csáky, Esterházy case (April 1936), the agent of one of the parties having referred in his speech to certain new documents, he was invited by the President to produce them. However, the agent of the other party objected. The former agent agreed that the documents in question should not be put in the

record. In these circumstances, the Court took note of the standpoint adopted by the two parties and recorded that it was unnecessary that the documents in question should be added to the record of the case.

ARTICLE 52.

In the case for advisory opinion concerning the consistency of certain Danzig legislative decrees with the Constitution of the Free City (Oct. 1935), a document was sent to the Court by an authority of the Free City other than its agent before the Court and at a time, subsequent to the closure of the hearings, when the Court was already deliberating upon its opinion. The view was taken that the document—which was a decision given by the Danzig High Court—did not constitute fresh evidence but merely a piece of information, which moreover was accessible to the public. The Court therefore agreed not to refuse the document, but to treat it not as evidence but as a simple piece of information.

ARTICLE 54.

RULES, ARTICLE 30. *Resolution regarding the Court's judicial practice.*

On February 20th, 1931, the Court adopted a Resolution embodying certain modifications in its judicial practice (see E 7, p. 297, under St., Art. 54, and Publications of the Court, Series D., 2nd add. to No. 2, pp. 267, 300-301).

On March 17th, 1936, after the adoption of the revised Rules, the Court approved certain amendments to this Resolution and decided that the revised Resolution should be printed for the use of the Court as a separate pamphlet and not as an integral part of the new edition of the St. and R. The revised Resolution is reproduced hereafter :

“1. After the termination of the written proceedings and before the beginning of the hearing, the judges meet in private to exchange views with regard to the elements of the written proceedings and to bring out any points in regard to which it may be necessary to call for supplementary verbal explanations.

2. After the hearing, a period of time proportionate to the nature of the case is allowed to judges in order that they may study the oral arguments of the parties.

3. At the expiration of this time, a deliberation is held, under the direction of the President, for the purpose of collectively examining the case as it presents itself after the hearing, bringing out the questions to be solved and discussing them severally. The President ensures that all questions called to notice either by himself or by the judges have been discussed and that each judge has made known his impressions in regard to them.

4. At a suitable interval of time after this deliberation, each judge expresses his personal view in writing in the form of a note, without committing himself to a definite opinion.

5. On the basis of the notes of each judge, the President prepares and submits to the Court for consideration a plan of

discussion provisionally determining the order and the terms of the questions on which the Court must give its opinion.

The adoption of this plan affects neither the right of judges, at any stage in the deliberation, to call upon the Court to express its opinion upon any question or in any form which they may consider desirable, nor the freedom of the Court itself subsequently to modify as it may see fit the order of its discussion and the terms of the questions.

6. At a subsequent and final deliberation, each question is discussed, put to the vote by the President and decided.

7. On the basis of the votes cast by the majority of judges at the final deliberation, the preparation of a draft decision is entrusted to a committee consisting of the President and of two judges chosen by the Court by secret ballot and by an absolute majority of votes.

8. A preliminary draft of the decision is circulated to the judges, who may submit amendments in writing. When these amendments have been received, the Committee submits a draft decision for discussion by the Court.

Judges who wish to deliver a separate or dissenting opinion shall hand in the text thereof after the adoption of the draft decision in first reading and before the draft of the decision as prepared for second reading has been circulated."

In May 1936, a vote was taken on the question whether a vote, which had occurred during a preliminary discussion under No. 3 of the Resolution, should be regarded as definitive. There was an equal division of votes, but the President, although he had voted for the motion, gave his casting vote against it, thus maintaining the prevailing practice as regards the provisional character of votes recorded during the preliminary discussion.

On the same occasion, it was recognized that the Court was entirely free to suspend the application of the Resolution in a given case, if it held that the circumstances of the case justified that course.

ARTICLE 55, PARAGRAPH 2.

In accordance with the previous practice of the Court in connection with the revision of the R. (see E 11, under St., Art. 25, p. 150), whenever there was an equal division of votes upon a question, the President continued, during the second reading of the new R. at the beginning of the Judicial Year 1936, to give his casting vote in favour of the maintenance of the *status quo*, holding that there must be a true majority in order to change the *status quo ante*.

ARTICLE 56, PARAGRAPH 2.

On March 17th, 1936, it was recorded that, in the Court's opinion, a judge who was not present at the public sitting held for the delivery of a decision could not have appended to that decision a statement to the effect that he had been present throughout or during part of the deliberation and possibly mentioning what his opinion on the case was. This modifies the practice followed in some earlier cases. (See, for example, E 4, p. 273, and E 10, p. 154, under Art. 25 of the St.)

ARTICLE 57.

RULES, ARTICLE 74, paragraph 2. (See above, Art. 48.)

ARTICLE 63.

RULES, ARTICLE 66.

On May 16th, 1936, in connection with the case concerning Phosphates in Morocco, certain questions were considered by the Court regarding the application of Article 63 of the St. In accordance with the usual practice when the construction of a convention is concerned, the governments with whom were deposited the instruments of ratification of the international agreements the construction of which was involved in this case had been written to some weeks earlier in order to ascertain which States were bound by them. By the date mentioned, no answer had been received, and accordingly no notifications under Article 63 of the St. had been despatched in the meantime. The question arose whether steps should be taken to expedite receipt of the information desired or whether a certain number of States, about whose position as parties to the international instruments in question there could be no doubt, should be notified at once—other notifications being left till the answers had been received.

In the discussion, the question of the difference between the English and French texts of Article 63 of the St.—“.... a convention to which States *are parties*”; “.... *une convention à laquelle ont participé d'autres États*”—was brought up, the suggestion being made that Article 63 required the notification of all States which “*ont participé*” in a convention. It was however observed that the English text, “are parties”, was the more reasonable interpretation, and that the discrepancy between the two texts of Article 63 of the St. had led the Court to interpret that Article in its R., Article 66 of the latter specifying that a State notified under Article 63 of the St. must be “a party to a convention invoked” (“*partie à une convention invoquée*”).

With regard to the immediate notification of a number of States about whose position as parties to the agreements in issue there could be no doubt, other notifications being suspended until official information had been received, it was observed that no risk attached to the adoption of this course, because it was always open to a State, which felt that it should have been notified, but which had failed to receive a notification, to act under Article 66, paragraph 2, of the R.

It was decided to leave the Registrar to send notifications at once to States concerning whose position as parties there could, in his opinion, be no doubt. In this connection, it was also emphasized that action under Article 63 of the St. was to be taken by the Registrar; it was important that the Court should not have committed itself to any opinion beforehand, in case exception were taken by some government to the notification of or omission to notify a particular State, in which case the matter might come again before the Court for judicial decision under Article 66, paragraphs 2 and 3, of the R.

*SECTION II.—STATUTE : ADVISORY PROCEDURE.***ARTICLE 66.**

In the case for advisory opinion concerning the consistency of certain Danzig legislative decrees with the Constitution of the Free City (Oct. 1935), the Court was preoccupied with the establishment so far as possible of equality before the Court between the Senate of the Free City on the one hand and the petitioners (three political parties in Danzig), whose appeal to the Council of the League of Nations had led to the submission of the question for advisory opinion, on the other.

With regard to written statements, the Registrar sent the special and direct communication mentioned in Article 73, No. 1, paragraph 2, of the old R. (now embodied in Art. 66 of the St.) to the Free City, while he wrote to the Secretary-General of the League of Nations, under instructions from the President of the Court, requesting him to have the authors of the petition informed that if they desired to supplement the statement contained in their petition, the Court would be prepared to receive an explanatory note from them before a certain date. The Senate of the Free City duly filed a written statement, and the petitioners sent two documents, which were to be regarded as constituting this explanatory note.

With regard to oral statements, the Court, in accordance with its normal procedure in advisory cases, heard a statement by the representatives of the Free City, but decided that the terms of the St. and R. precluded it from hearing the petitioners. In declaring the hearings closed, however, the President reserved the Court's right not only to ask the representatives of the Free City for further information or explanations, but also to procure them by other means at its disposal. At the same time, a copy of the provisional verbatim record of the oral statements made in Court was sent to the High Commissioner at Danzig for his information.

ARTICLE 68. (See above, Art. 31 and 39.)

SECTION III.—OTHER ACTIVITIES.

Since June 15th, 1935, there has been nothing to record under this heading.

SECOND PART.

SECTION A.—TABLES OF CONCORDANCE
WITH THE RULES AS PREVIOUSLY IN FORCE.

I.—BETWEEN RULES OF MARCH 11th, 1936¹,
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L. N. League of Nations.

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² " " " " " " Rules, see p. 213.

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"	11	147	"	8	251
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¹ This index refers, in respect of each article of the Statute, to the decisions in connection therewith mentioned in the Digest; it covers the original Digest (Third Annual Report [= 3]) and the nine addenda (Fourth to Twelfth Annual Reports [= 4, 5, 6, 7, 8, 9, 10, 11 and 12]).

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¹ The reason why this index covers only the ninth addendum to the Digest is explained on p. 186.

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.)

Series of
publications.

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. 12—published in November, 1935—as also the table given below. See further, for Series A./B. and C., the table reproduced in Chapter IV of this volume, pp. 134-148.)

*New Publications issued in Series A./B.
since June 15th, 1935 :*

Fascicule

- No. 65.** CONSISTENCY OF CERTAIN DANZIG LEGISLATIVE DECREES WITH THE CONSTITUTION OF THE FREE CITY.—Advisory Opinion of December 4th, 1935.
- No. 66.** THE PAJZS, CSÁKY, ESTERHÁZY CASE (PRELIMINARY OBJECTION).—Order of May 23rd, 1936.
- No. 67.** THE LOSINGER & CO. CASE (PRELIMINARY OBJECTION).—Order of June 27th, 1936.

Publication recently issued in Series C. :

- No. 77.** 35th Session (Oct.-Dec., 1935).—Documents relating to the Advisory Opinion of December 4th, 1935 (CONSISTENCY OF CERTAIN DANZIG LEGISLATIVE DECREES WITH THE CONSTITUTION OF THE FREE CITY).

Publication recently issued in Series D. :

- No. 1** (third edition—March, 1936). *Statute and Rules of Court and other constitutional documents or regulations.*

Series D.—To be issued as soon as possible:

- No. 2.** Third addendum.
Preparation of the Rules of March 11th, 1936 (Minutes of the Court's meetings [1934, 1935, 1936]; reports of the Commissions; proposals of members of the Court and of the Registrar; indexes, etc.).—English and French texts combined in one volume.

Series F.—To be issued in September, 1936:

- 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. 217) 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, 1936: I (1922-1923); II (1924); III (1925); IV (1926); V (1927); VI (1928); VII (1929-1930); VIII (1931); IX (1932); X (1933).

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	2	85	1	372	1	158	2	866	1	272	7	1753
(Jan. 1st- June 30th)	69	5,586	82	42,654	9	3,843	24	10,645	3	815	187 vol.	63,543 pages.

THE COURT'S PUBLICATIONS

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.)

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

The Assembly of 1935 had requested the Supervisory Commission to undertake a fresh study of the procedure to be observed by the Assembly and the Fourth Committee for the examination of requests for supplementary credits received by the Secretary-General less than one month prior to the opening of the Assembly.

In order to take into account the suggestions on this subject made to the Fourth Committee during the Fifteenth and Sixteenth Sessions of the Assembly (1934 and 1935), the Supervisory Commission proposed, in its first report to the Assembly of 1936 (Doc. No. A. 5. 1936. X, May 25th, 1936), to amend the first paragraph of Article 16 *a* of the Financial Regulations and to word it 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. The Secretary-General, or the competent official of the autonomous organization concerned, shall draw up as accurate an estimate as possible of the amount of expenditure involved.

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."

The Supervisory Commission's report will be submitted to the Assembly at its next ordinary session, which opens in September 1936.

(2) *Contributions from States not Members of the League of Nations* (Art. 22 and 23 of the Financial Regulations).

It was mentioned in the Eleventh Annual Report (pp. 167-169) that the Supervisory Commission had proposed to the Assembly of 1935 that Articles 22 and 23 of the Financial Regulations should be amended in order to provide a solution of problems of different kinds which arose in connection with the withdrawal from the League of a Member which desired to continue to form part of the International Labour Organization, and with the admission of a non-Member State to the latter Organization. The texts of the proposed amendments were given in the Eleventh Annual Report.

When these amendments were submitted to the Fourth Committee of the Assembly in 1935, the Registrar of the Court made the following declaration, which appears in the minutes of the eighth meeting of the Fourth Committee (Sept. 25th, 1935) :

"M. HAMMARSKJÖLD, Registrar of the Permanent Court of International Justice, thought that the members of the Fourth Committee had probably been struck by the fact that the new text of Article 22, submitted to the Assembly for adoption, had been so drafted that it could apply to all the organizations of the League, including the autonomous organizations and the Court in particular, whereas the change was due, as the report itself stated, to a difficulty experienced solely by the International Labour Organization. More especially must it be remembered that the situation of a State non-Member of the League which acceded to the Statute of the Court was juridically quite different from that of a State non-Member of the League which became a Member of the International Labour Organization.

This circumstance, however, had not been overlooked, as was stated in its report, during the Supervisory Commission's examination of the question in collaboration, *inter alios*, with the competent official of the Court. It was in order to take this circumstance into account that the new Article had been so drafted as not to refer directly to the Court, but, at the same time, in terms sufficiently elastic to allow of its application to the Court by analogy,

and to the extent that an analogy might exist between the various situations contemplated. Naturally, every effort would be made to extend the principles of the Article, so far as possible, to the Court also, in order to ensure unity of practice and jurisprudence; but the fact remained that it had been recognized, when the text was being drawn up, that it would apply to the Court only by analogy and in so far as there was any analogy.

Consequently, the proposed text would not add a fresh condition to those which must be fulfilled by a State non-Member of the League that wished to accede to the Statute of the Court.

The Registrar of the Court had thought it desirable to give this explanation in order to allay certain apprehensions that might have arisen in certain circles outside the League."

The amendments proposed by the Supervisory Commission in Articles 22 and 23 of the Financial Regulations were subsequently approved by the Fourth Committee, and later, on September 28th, 1935, by the Assembly (13th meeting of the Sixteenth Session).

(3) *Creation of a special guarantee fund* (new Art. 33 *a* of the Financial Regulations).

In a letter dated August 9th, 1935, the French Prime Minister had informed the Secretary-General of the League of Nations that the representative of the French Government in the Fourth Committee of the Assembly of 1935 would be instructed to ask for such reductions of expenditure in the League's budget for 1936 as would render possible a diminution of 10 % in the contributions of the States Members.

The French Government's request was considered by the Fourth Committee of the Assembly at its meetings on September 12th, 16th and 17th, 1935 (pp. 12 *et seq.* and 20 *et seq.* of the minutes of the Fourth Committee). At the end of the general discussion which took place in that connection, the Chairman of the Committee observed that the debate had crystallized round the central question of a reduction in the budget and the means of effecting it, and he suggested referring the whole question to the Supervisory Commission for its opinion and report.

The report of the Supervisory Commission (Doc. A. 5 (b). 1935. X, Section A, Sept. 30th, 1935) was submitted to the Fourth Committee on September 21st, 1935 (minutes of the Fourth Committee, pp. 35 *et seq.*); it contains the following passages :

"A. REDUCTION IN THE CONTRIBUTIONS OF THE STATES
MEMBERS FOR 1936.

I. INTRODUCTION.

1. The Supervisory Commission, in performing the delicate task entrusted to it at the meeting of September 17th last, first of all

considered that the members of the Fourth Committee were unanimously agreed that there could be no question of abolishing or cutting down any of the League's work, and that it was essential to maintain continuity between the successive budgets so as not unduly to vary from year to year the burdens on States Members. Lastly, it had no wish to propose reductions of detail, which might appear somewhat arbitrary after the thorough examination which it undertook last April. It proposes to examine at leisure, with a view to the establishment of the next budget, the suggestions which have been submitted and may still be submitted in the course of the discussion of the 1936 budget.

It therefore decided to base its examination on its past experience.

II. DETAILED PROPOSALS.

(a) *International Labour Organization.*

(b) *Secretariat*¹.

4. In the course of the discussions which have taken place in the Fourth Committee in the last few years, it has frequently been suggested that the credits connected with expenditure that could not definitely be foreseen should be reduced in the Secretariat's budget.

The chief of these items of expenditure are the following :

	Gold francs.
Unforeseen expenditure of the Council	700,000
Monetary and Economic Conference	400,000
Conferences or organ for the reduction of armaments	500,000
European Union	137,125
Investigations	180,000
Total	1,917,125

There has often been talk of over-budgeting in connection with these credits, each of which, taken individually, is justified, but which taken together are liable to leave a considerable balance over at the end of the financial year. Hitherto, in the absence of any funds enabling possible deficiencies to be covered, the Supervisory Commission did not feel able to take the responsibility of reducing the above-mentioned items, which correspond either to tasks provided for in the Covenant and the peace treaties or to work entrusted to the League of Nations expressly decided upon by the Assembly. Notwithstanding the limited time available for considering this question, the Supervisory Commission is of opinion that the time has no doubt come to propose that the Assembly should take steps to deal with the problem. The circumstances appear

¹ This section of the Supervisory Commission's report has been reproduced because the Commission has laid down in it certain principles which it proposes, in the next section, to apply to the Court.

favourable to the creation of a special guarantee fund (see paras. 6 and 7 below), permitting possible deficiencies to be made good. The Commission therefore pronounces in favour of the following solution: each of the items mentioned above would continue to be estimated and budgeted for as accurately as possible and, indeed, none of the foregoing figures would be modified, but at the end of Chapters I and II, in which these items are contained, an aggregate sum would be deducted which, for this first trial year, might be comparatively small, but which might later be increased.

In any case, if by any unlikely chance the whole of the credits inserted in these chapters were to be used up during the financial year, the Secretary-General would find in the special guarantee fund the additional sums required to defray the expenditure authorized in principle by the Assembly.

For the 1937 financial period, the reduction proposed would be 200,000 francs for Chapters I and II of the Secretariat budget, making a total of 400,000 francs.

(c) *Permanent Court of International Justice.*

5. The Registrar of the Permanent Court of International Justice, on being invited by the Supervisory Commission to say whether it was possible to consider reductions in the budget of the Court, replied that the expenditure of the Court depends on the length of the sessions, which varies from year to year according to the number and importance of the cases coming before the Court. Some years, therefore, the expenditure has almost reached the total estimate, while at other times about 20 % has been saved.

He was prepared to consider reductions in the estimates if he was assured, in case of necessity, of means to meet the expenditure involved in the event of the sessions of the Court exceeding the average number of days.

In presence of this suggestion, the Supervisory Commission is in favour of applying the same system to the budget of the Court as it proposes for adoption in the case of the Secretariat.

A part of the Special Fund which it is proposed to create (see paras. 6 and 7 below) should, it is suggested, be earmarked to guarantee the Court against any interruption of its work on budgetary grounds.

This will make it possible to reduce the budget of the Court in Chapter I by 200,000 francs. The Registrar stated that, given the proposed guarantee, he had no objection to this arrangement.

(d) *Refund to States and Creation of a Special Guarantee Fund.*

7. The Commission has not had sufficient time to draw up the regulations which will govern the administration of the Special Fund. These will ultimately take the form of a new article to be inserted in the Financial Regulations. The Commission has, however, already laid down the following principles:

- (1) The Fund to be kept at Geneva and administered by the Treasurer.

(2) The Fund not to be diverted from the purpose for which it was created—viz., enabling cuts to be made in the budgets of the Secretariat and the Court.

(3) The Fund to remain at the close of the budget year as a special account for use in subsequent years.

For the year 1936, the Fund will, if required, be at the disposal of the Secretary-General up to 800,000 francs, and at the disposal of the competent official of the Court, subject to authorization by the Court, up to 200,000 francs.

(e) *Summary of the Commission's proposals.*

8. Suppression of the credit for part of the extension of the International Labour Office buildings	Gold francs.
Reductions in the several budgets (subject to the proposals in paras. 6 and 7 above) as follows :	700,000
	Gold francs.
Secretariat	400,000
International Labour Office	150,000
Permanent Court	200,000
	<hr/>
Additional refunds to States	750,000
	500,000
	<hr/>
Total	1,950,000''

The report of the Supervisory Commission concerning the reduction of contributions and the creation of a Guarantee Fund was adopted by the Fourth Committee on September 21st, 1935.

The report which the Fourth Committee subsequently submitted to the Assembly contains the following passage in regard to the functioning of the proposed Guarantee Fund, so far as concerns the Court :

"27. Until 1931, the budget [of the Court] contained items which gave it a certain degree of elasticity. On the Registrar's own proposal, however, these items were then eliminated and at present there was no over-budgeting. It is true that economies have been effected in the last few years owing to the fact that the budget was necessarily based on a maximum number and length of the sessions of the Court, whereas in practice the latter had sometimes had a less heavy programme of work. This difference between the estimates and the results of the last financial periods had enabled the Registrar to accept the aggregate reduction proposed in the Supervisory Commission's report, on the understanding that, if necessary, the Court could have recourse, within the limits of the budget, to the 200,000 francs reserved for the Court in the special Guarantee Fund.

28. Subject to the reduction of 200,000 francs in the total of the first Chapter proposed in the Supervisory Commission's report, the budget of the Court was adopted without modification."

The Assembly adopted the report of the Fourth Committee and the reports of the Supervisory Commission on September 28th, 1935 (13th meeting of the Sixteenth Session).

In its first report to the Assembly of 1936 (Doc. A. 5. 1936. X, Geneva, May 25th, 1936) the Supervisory Commission states, in regard to the Guarantee Fund, that in its next report it will submit to the Assembly the texts of some new clauses for insertion in the Financial Regulations (new Art. 33 a).

*

When the Assembly approved the reports of the Fourth Committee and of the Supervisory Commission on September 28th, 1935, it had adopted the budget of the Court, as mentioned above, with the reduction of 200,000 francs rendered possible by the creation of a Guarantee Fund. On June 10th, 1936, the Registrar informed the Secretary-General of the League of Nations that it had become necessary to draw on the part of the Guarantee Fund which was allocated to the Court; the following were the terms of his letter on this subject:

The Registrar of the Court to the Secretary-General:

"As you will remember, when the Court's budget for the current year was adopted by the Assembly in 1935, a sum of 200,000 Swiss francs, corresponding roughly to 96,000 florins, was deducted from the total authorized expenditure under Chapter I, in view of the constitution of the newly created 'Guarantee Fund'. The matter is governed by the report of the Supervisory Commission of September 30th, 1935 (Doc. A. 5 (b). 1935. X); accordingly, while the Court was authorized, if necessary, to expend the total amount budgeted for in Chapter I, the contributions of Members of the League were to be calculated on the basis of the reduced amount only, it being understood that if the Court were obliged to spend more than the latter amount, the necessary sums could be drawn from the Guarantee Fund upon application by the 'competent official'.

The sum of 96,000 florins was arrived at by calculating the total of all expenditure included in the chapter in question, which would not normally have to be incurred in all circumstances, but which was of an essentially contingent character. The items in question included more particularly expenditure on account of judges appointed in accordance with Article 31 of the Court's Statute.

As the cases with which the Court has had to deal and which it still has to consider in the course of the present year involve the presence of two judges so appointed, and as the credits at the disposal of the Court in Chapter I, after deduction of the 96,000 florins on account of the Guarantee Fund, have now been exhausted, it will, in accordance with the above, become necessary to draw on that Fund.

The extent to which recourse to the Fund will be necessary is as follows: by July 1st, 1936, 15,000 florins; for the period September—

December 1936, 35,000 florins. It is already certain that the former of these amounts will be needed. On the other hand, the sum of 35,000 florins for the period September—December will be required only if the Court's present programme of work, implying the presence of *ad hoc* judges during the period in question, can be carried out.

I think that the question whether the whole amount of 50,000 florins should be withdrawn at once from the Guarantee Fund and placed at the Court's disposal or whether it is preferable that a withdrawal of 15,000 florins only should be made in the first place, should be left to your decision.

In neither case would it be necessary immediately to transfer to the Court the amounts in question, which could be added to the fund held at the Court's disposal¹ in gold by the Treasury at Geneva.

I accordingly have the honour to request you to withdraw from the Guarantee Fund and to place at my disposal, as indicated above, a sum corresponding to either 15,000 florins or 50,000 florins. The consent of the Court to this request, as provided in the above-mentioned report of the Supervisory Commission, has been duly obtained."

The Secretary-General replied in the following letter, which was registered in the Registry of the Court on June 17th, 1936:

"I have the honour to acknowledge the receipt of your letter dated June 10th (II/12905), in which you inform me that, having regard to the attendance of judges appointed in accordance with Article 31 of the Court's Statute, the expenditure incurred and to be incurred under Chapter I of the budget of the Permanent Court of International Justice for 1936, as reduced by the lump sum of 96,000 florins on account of the Guarantee Fund, will, on July 1st, be exceeded by approximately 15,000 florins.

In view of the decisions of the 1935 Assembly on the subject of the Guarantee Fund, there is no option for me but for me to comply with your request that this amount be placed at your disposal out of the Guarantee Fund. It is understood that it will not be necessary immediately to transfer to the Court the amount in question, which will be added to the funds held at the Court's disposal by the Treasury at Geneva.

With regard to the additional sum estimated at 35,000 florins which may be spent in excess of the reduced amount of Chapter I during the period September—December 1936, it would doubtless be preferable to let the matter stand over until it can be definitely established that the credit in Chapter I of the expenditure budget, as increased by 15,000 florins, will in fact be inadequate."

(4) *Constitution of a special reserve fund* (new Art. 33 b of the Financial Regulations).

¹ The Court's share of each contribution paid to the League of Nations has not, since July 1935, been handed over immediately to the Court, but is employed, under an arrangement made between the Registrar and the Treasurer of the League of Nations, for the purchase of gold which is retained by the Treasurer at Geneva. The Registrar draws on the gold balance thus accumulated whenever the need arises.

On September 27th, 1934, the Assembly of the League of Nations (13th meeting of its Fifteenth Session) had decided to appoint a special Committee to negotiate arrangements with States for the equitable settlement of the amount of their debt in respect of arrears outstanding at the end of 1932. This Committee had also been entrusted with the study of certain questions, which had been referred to it by the Fourth Committee of the Assembly, including the creation of a special reserve fund.

The Committee submitted a report to the Assembly of 1935 (Doc. No. A. 15. 1935. X, of July 19th, 1935). In this report it states that the proposal for the creation of a fund of this sort deserves favourable consideration; and it suggests that the matter should be referred to the Supervisory Commission which, if it concurred, should submit a resolution to the Assembly containing all the necessary safeguards. The regulations governing the use of this fund are, it observes, of essential importance, "for if the fund is made available, as in the case of the Working Capital Fund, to meet current expenditure and to smooth out merely temporary financial difficulties, the object for which it was created would be defeated".

In a report to the Fourth Committee of the Sixteenth Assembly (Doc. No. A. 5 (b). 1935. X, of Sept. 30th, 1935, part C), the Supervisory Commission stated that it approved the suggestion made by the Committee for the settlement of contributions in arrear. It added that it would submit to the next Assembly the new financial provisions which would have to be inserted in the Financial Regulations in connection with the creation of a reserve fund.

In its first report to the Assembly of 1936 (Doc. No. A. 5. 1936. X, of May 25th, 1936), the Supervisory Commission proposed the insertion in the Financial Regulations of a new article, 33 (b), which would be worded as follows:

"1. There shall be a reserve fund, the object of which shall be to ensure that the expenses of the League of Nations are duly met within the limits of the budget voted by the Assembly.

2. The reserve fund shall be constituted by: (a) the sums which are received from Members of the League in respect of financial periods anterior by two or more years to the current financial period; (b) any other sums which the Assembly may cause to be paid into it; and (c) any interest earned on the investments of the fund.

3. The fund shall not be drawn upon except in virtue of express authorization by the Supervisory Commission, which shall make a special report to the Assembly.

4. The reserve fund shall be administered as a separate account. A statement showing the position of the fund, audited by the Auditor, shall be submitted each year to the Assembly."

The Supervisory Commission's report will be submitted to the Assembly at its next session, which will open in September 1936.

C.—OTHER REGULATIONS.

(I) 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.)

During its sessions in January and April—May, 1936, the Supervisory Commission considered the possibility of creating a pensions fund for the judges of the Court. The Supervisory Commission's first report to the Assembly of 1936 (Doc. A. 5. 1936. X; Geneva, May 25th, 1936) contains the following passage:

“51. By a Resolution dated September 30th, 1924, and amended on September 14th, 1929, the Assembly established a pensions system for the judges and Registrar of the Permanent Court of International Justice. The Commission took up the study of the financial consequences of the system in 1931: but, in view of the difficult position of the League at that time, it generally confined itself to proposing the inclusion in the budget of an appropriation corresponding to the benefits actually payable in the following year.

52. At its session in January 1936, the Commission, acting on a proposal by the Treasurer, invited Professor Friedli, Consulting Actuary to the Staff Pensions Fund of the League, to make a valuation of the cost of the existing system.

53. Professor Friedli pointed out the difficulty of making a valuation for a pensions system applying to such a small number of persons, coming from different countries and all appointed at an age which was relatively advanced and which, at the same time, varied greatly from one case to another. Professor Friedli nevertheless made a series of actuarial calculations on the basis of a $2\frac{1}{2}\%$ interest rate, from which he drew the following three conclusions:

(1) A capital sum of approximately 5,000,000 florins would be required at the end of 1936 to establish a fund for investment, to cover the benefits of retired judges and of present and future judges and Registrars.

(2) The result would be the same with a capital cover of 1,000,000 florins and annual contributions in the budget of 100,000 florins.

(3) If a capital sum of 1,388,135 florins were established, which would be used for the existing pensioners and the present judges and Registrar, the benefits of future judges might be covered by the inclusion in the budget of an annual appropriation of 6,215 florins for each of them.

54. After further consideration of the subject in conjunction with the Consulting Actuary, the Supervisory Commission proposes to the Assembly the following solution:

(i) Provision of a capital of 343,135 florins out of the 1935 surplus. This figure represents 388,135 florins, less a balance already available of 45,000 florins.

(ii) Amortization of the balance (1,000,000 florins) of the capital sum corresponding to the arrears due in respect of present and retired judges, by the inclusion of a sum of 80,766 florins in the budgets of the financial years 1937 to 1951.

(iii) Inclusion in the budget from now onwards of an annual appropriation of 6,215 florins for each judge elected after January 1st, 1936.

55. The credit in the budget of the Court for 1937 corresponds to the annual payment of 80,766 florins, plus 23,306 florins representing contributions for the period October 1st, 1936—December 31st, 1937, in respect of the three judges to be appointed by the next Assembly.

56. It was further agreed that the pensions fund for the judges of the Court should be administered by the Secretary-General and that proposals in application of this decision should be submitted to the Commission at its session in September next; a report would be submitted to the Commission at the same time with regard to the action necessary to enable future Registrars, as suggested by the Consulting Actuary in his report, to join the Staff Pensions Fund of the League, rather than the Fund for the members of the Court."

The Supervisory Commission's proposals will come before the Assembly at its next session, which will open in September 1936.

(2) THE REGISTRAR. (See E 1, p. 292; E 8, p. 325.)

(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 Eleventh Annual Report (p. 169) has already explained that, for the financial year 1936, as for the financial years 1931 to 1935, two sets of budget estimates had been prepared by the Registrar and submitted to the Assembly for approval. One of these, Budget A, was based on the Statute of 1920, and the other, Budget B, was based on the Statute revised in 1929, but amounted to the same total. 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.

On September 28th, 1935 (13th meeting of the Sixteenth Session), the Assembly approved the Court's budget for 1936 in that 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 is actually governed in 1936 by Budget B.

Furthermore, as a consequence of the creation of the Guarantee Fund, the Assembly reduced the Court's budget by 200,000 francs, which had to be deducted from Chapter I; a corresponding sum is allocated to the Court for 1936 in the Guarantee Fund (see above, pp. 223 *et seq.*).

(2) BUDGET FOR 1937.

When the budget for 1937 was being drawn up, it seemed desirable to propose that the items of the budget should be rearranged in such a manner as would take account, in all respects, of the changes made in the Statute. It had not been possible to do this in the Budgets B, which were approved as alternative budgets for the previous financial years, as it would have made it difficult to compare Budget A and Budget B. The regrouping of the items in the budget of 1937 is explained as follows in the Introduction to this budget (L. N. Doc. No. A. 4 (b). 1936. X, Geneva, May 11th, 1936):

"III. Generally speaking, this regrouping consists in substituting for the old Chapters I (Sessions of the Court) and II (General Services of the Court) five new chapters entitled respectively: 'The Members of the Court', 'The Registrar and Officials of the Registry', 'Judges *ad hoc*, Assessors, etc.', 'Premises', 'Administration'.

In the first Chapter would be included all items from the old Chapters I and II concerning members of the Court.

In the second would be grouped all items, at present included in the same chapters, concerning the Registrar and officials of the Registry.

Chapter III would include items at present in Chapters I and II concerning the remuneration of judges *ad hoc*, assessors and witnesses and experts, or the repayment of certain expenses incurred by them. The feature common to all these items is their essentially contingent character.

The new Chapter IV, which would be taken from the old Chapter II, would include items in connection with the premises placed at the Court's disposal in the Peace Palace. It is from all points of view better that these items, which are governed by contracts signed on behalf of the Secretary-General of the League of Nations, should be in a separate chapter.

Finally, the new Chapter V would contain the last articles of the old Chapter II—with the exception of the article covering unforeseen expenditure, which would be included in the new Chapter II.

Under the new plan, certain data which were previously given in annexed tables will henceforth be given in the summary of articles.”

As in the budget of 1936, a reduction of 200,000 francs was provided for in the budget for 1937, having regard to the creation of the Guarantee Fund (see above, pp. 221 *et seq.*). The Introduction to the budget for 1937 contains the following passage on this subject :

“V. The total of the budget estimates for 1937, as submitted to the Supervisory Commission by the undersigned with the approval of the Court, was practically the same (the difference was only some 100 florins) as that of the budget in operation for 1936. For it was possible to counterbalance, by corresponding reductions, automatic increases or increases involved by the entry into force of the amendments to the Statute and to maintain at the figures fixed for 1935 the deduction to be made in 1937 in respect of the Guarantee Fund. But whereas, in the 1936 budget, this deduction was made in Chapter I alone, it will, in the 1937 budget estimates, be divided between several chapters.”

In this connection, the first report of the Supervisory Commission to the Assembly of 1936 (Doc. A. 5. 1936. X, May 25th, 1936) contains the following observations :

“Under the new Statute, the remuneration of the judges no longer varies according to the length of the sessions. The Registrar has however been able, even though one of the elements of elasticity has thus been removed from the budget, to maintain the aggregate reduction (subject to resort to the Guarantee Fund) at 200,000 Swiss francs, or 96,015 florins.”

The same report makes use of the following terms in recommending the adoption of the Court's budget :

“43. The Supervisory Commission approved the budget of the Court without change, subject to the following increases :

- (a) increase in respect of the Pensions Fund for members of the Court (see para. 55 below¹) from 24,904.16 to 104,072 florins ;
- (b) provision of a credit of 36,006 florins for a grant to the widow of a deceased judge.

After a thorough examination of the various aspects of the latter proposal, which has been under consideration for a number of sessions past, the Commission agreed to accept the proposal of the Court with regard to an exceptional grant to the widow of a

¹ See above, p. 229, No. 55.

deceased judge.... The Commission was, however, of opinion at its April session that, in view of the nature of the proposed expenditure, it would be preferable to provide for it in the budget rather than to take it out of the 1935 surplus.

44. Accordingly, the budget of the Permanent Court of International Justice, as submitted to the Assembly, totals 1,229,636.39 Dutch florins."

2.—ANNUAL ACCOUNTS¹.

1935.

1.—BUDGET ESTIMATES. (See E 11, p. 173.)

2.—ACCOUNTS.

	Credits.	Expenditure.
	Dutch florins.	
SECTION 1.—ORDINARY EXPENDITURE.		
<i>Chapter I.</i> Sessions of the Court .	267,450.—	87,660.62
<i>Chapter II.</i> General services of the Court	914,593.75	832,944.18
<i>Chapter III.</i> Cost of administration of the Court's Funds . . .	100.—	2,107.68
<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.	5,000.—	2,738.76
	1,217,304.58	955,612.07
Receipts to be deducted:		
Bank interest	500.—	978.34
	1,216,804.58	954,633.73
Gold francs	2,535,646.—	1,986,618.63

¹ For the details, see: (a) for the 1935 budget, *L. N., Official Journal*, XVth year, No. 10 (Part II) (Oct. 1934), p. 1332; (b) for the 1935 accounts, *L. N. Document A. 3.* 1936. X, p. 61; (c) for the 1936 budget, *L. N., Official Journal*, XVIth year, No. 10 (Oct. 1935), p. 1083; (d) for the draft budget for 1937, *L. N. Document A. 4 (b).* 1936. X.

3.—SUMMARY OF ASSETS AND LIABILITIES ON DECEMBER 31st, 1935.

<i>Liabilities.</i>		<i>Assets.</i>	
	Dutch florins.	Gold francs.	
Depreciation Account	20,067.22½	41,778.21	Furniture, typewriters, etc.
Suspense Account (<i>per contra</i>):			(Sums expended to date: fl. 116,085.88.)
Fund to defray the expenses			Library
resulting from the application of			Suspense Account (<i>per contra</i>):
the "Regulations regarding the			Fund to defray the expenses resulting
granting of retiring pensions to			from the application of the "Regulations
ordinary Judges and to the Regis-			regarding the granting of retiring pen-
trar of the P. C. I. J."	55,349.48	115,292.97	sions to ordinary Judges and to the
Surplus of assets over liabilities . .	585,826.64	1,223,248.18	Registrar of the P. C. I. J."
			Contributions to be received in accord-
			ance with the details given below:
			Dutch florins. Gold francs.
			Consolidated
			contributions 44,367.95 92,418.45
			15th period . 4,598.29 9,624.40
			16th " . . . 5,906.33 12,302.62
			17th " . . . 112,412.35 235,196.96
			167,284.92 349,542.43
			Cash in hand and at bank
			418,540.72 873,703.75
			661,243.34½ 1,380,319.36
	661,243.34½	1,380,319.36	

1936.

I.—BUDGET ESTIMATES ¹.

SECTION I.—ORDINARY EXPENDITURE.	A	B
	Dutch florins.	
<i>Chapter I.</i> Sessions of the Court.	267,600.—	117,600.—
<i>Chapter II.</i> General services of the Court	908,508.75	1,058,508.75
<i>Chapter III.</i> Cost of administration of the Court's Funds . . .	100.—	100.—
<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.—	4,500.—
	1,210,869.58	1,210,869.58
Receipts to be deducted :		
Interest at Bank	500.—	500.—
	1,210,369.58	1,210,369.58
Deduction to be made in Chapter I, in view of the creation of a "Special Guarantee Fund" (200,000 gold francs calculated at the rate of 1 florin = 2.083 gold francs)	96,015.36	96,015.36
	1,114,354.22	1,114,354.22

¹ As regards the presentation of the budget estimates for 1936 to the Assembly, see pp. 229-230.

1937.

I.—BUDGET ESTIMATES ¹.

SECTION I.—ORDINARY EXPENDITURE.	Dutch florins.
<i>Chapter I.</i> The members of the Court	727,000.—
<i>Chapter II.</i> The Registrar and the officials of the Registry	281,938.75
<i>Chapter III.</i> Judges <i>ad hoc</i> , assessors, etc.	57,800.—
<i>Chapter IV.</i> Premises	60,000.—
<i>Chapter V.</i> Administration	55,135.—
<i>Chapter VI.</i> Cost of administration of the Court's Funds	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 ordinary Judges and to the Registrar of the P. C. I. J."	140,078.—
SECTION 2.—CAPITAL ACCOUNT.	
<i>Chapter VIII.</i> Permanent installations, etc.	4,000.—
	<u>1,326,151.75</u>
Receipts to be deducted:	
Bank interest	500.—
	<u>1,325,651.75</u>
Deductions to be made in Chapters I, II, III and V, in view of the creation of a special guarantee fund:	
	Gold francs ² = Florins
Chapter I	25,000.— 12,001.92
„ II	42,000.— 20,163.23
„ III	120,000.— 57,609.21
„ V	13,000.— 6,241.—
	<u>200,000.— 96,015.36</u>
	<u>96,015.36</u>
	<u>1,229,636.39</u>

¹ Presented to the 17th Session of the Assembly of the League of Nations (Sept. 1936).

² Converted at the rate of 1 florin = 2.083 gold francs.

CHAPTER IX.

No. 12.

BIBLIOGRAPHICAL LIST OF OFFICIAL AND UNOFFICIAL
PUBLICATIONS CONCERNING THE PERMANENT COURT
OF INTERNATIONAL JUSTICE¹.

The present list is a continuation of the bibliographical lists which have appeared in Chapter IX of the Annual Reports (Series E., Nos. 2-11²). 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 eleven 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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(See E 5, pp. 308-310; E 6, pp. 358-359; E 7, p. 365; E 8, p. 347; E 9, p. 214; E 10, p. 190; E 11, p. 178.)

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- 5201.** *Catalogue n° 12 (nov. 1935) [des] Publications de la Cour permanente de Justice internationale, La Haye. [Avec sommaires et extraits de la table des matières.]* Ce catalogue, périodiquement mis à jour, est envoyé gratuitement sur demande. Les prix s'entendent en florins hollandais. Leyde, Société d'éditions A. W. Sijthoff, 1935. In-8°, 37 pages.
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- 5204.** *Bibliographical list of official and unofficial publications concerning the Permanent Court of International Justice. Supplement 1935, containing numbers 4836-5199, with combined index to the preceding lists.* Prepared for the Eleventh Annual Report of the Court by J. DOUMA. Reprinted from the Court's Eleventh Annual Report. The Hague, 1935. In-8°, 80 pages.

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(See E 2, pp. 213-216; also p. 213: footnote; E 4, p. 339; E 5, p. 310; E 7, p. 365; E 8, p. 348.)

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(See E 2, pp. 226-227.)

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(See E 2, pp. 227-232 ; E 3, pp. 259-260 ; E 4, pp. 342-343 ; E 7, p. 366 ; E 8, p. 349 ; E 11, p. 179.)

- I bis. REVISION OF THE STATUTE OF THE COURT IN PURSUANCE OF A DECISION OF THE NINTH ASSEMBLY OF THE LEAGUE OF NATIONS.

A.—Official Documents.

(See E 5, p. 312 ; E 6, pp. 360-361 ; E 7, pp. 366-367 ; E 9, p. 215.)

5205. *Assemblée de la Société des Nations. 16^{me} Session ordinaire, tenue du 9 sept. au 11 oct. 1935. Séances plénières. Entrée en vigueur des amendements au Statut de la Cour permanente de Justice internationale: Projet de résolution déposé par la délégation suisse.* (Actes.... Compte rendu des débats, Journal officiel [de la] Société des Nations, Supplément spécial n^o 138, p. 49.) *Idem, Adoption.* (*Ibidem*, pp. 59-60.) *Idem, Rapport de la Première Commission. Résolution.* (Document A. 62. 1935. V.) *L'Assemblée prend acte du rapport et adopte la résolution.* (*Ibidem*, p. 94.) *Texte de la résolution.* (*Ibidem*, pp. 124-125.)

5206. *Assembly of the League of Nations. 16th Ordinary Session, held from Sept. 9th to Oct. 11th, 1935. Plenary Meetings. Entry into force of the amendments to the Statute of the Permanent Court of International Justice: Draft resolution submitted by the Swiss delegation.* (Records.... Text of the debates, Official Journal [of the] League of Nations, Special Supplement No. 138, p. 49.) *Idem, Adoption.* (*Ibidem*, pp. 59-60.) *Idem, Report of the First Committee. Resolution.* (Document A. 62. 1935. V.) *The Assembly took note of the above report and adopted the resolution.* (*Ibidem*, p. 94.) *Text of resolution.* (*Ibidem*, pp. 124-125.)

5207. *Assemblée de la Société des Nations. 16^{me} Session ordinaire, tenue du 9 sept. au 11 oct. 1935. Première Commission. (Questions constitutionnelles et juridiques.) Entrée en vigueur des amende-*

- ments au Statut de la Cour permanente de Justice internationale : Projet de résolution déposé par la délégation suisse.* (Procès-verbal.... Journal officiel [de la] Société des Nations, Supplément spécial n° 139; voir l'Index sous « Cour perm. de Just. int. ».)
- 5208.** *Assembly of the League of Nations.* 16th Ordinary Session, held from Sept. 9th to Oct. 11th, 1935. *First Committee.* (*Constitutional and Legal Questions.*) *Entry into force of the amendments to the Statute of the Permanent Court of International Justice: Draft resolution submitted by the Swiss delegation.* (Minutes.... Official Journal [of the] League of Nations, Special Supplement No. 139; see Index under the heading "Court of Int. Justice (Permanent)".)
- 5209.** *Conseil de la Société des Nations.* 90^{me} Session, tenue à Genève du 20 au 24 janv. 1936. 5^{me} séance, tenue le 23 janv. 1936. 3700. *Entrée en vigueur des amendements au Statut de la Cour permanente de Justice internationale: Résolution adoptée par l'Assemblée le 27 sept. 1935. Le baron ALOISI soumet le rapport et la résolution ci-après:* (Document C. 61. 1936. V.) *Les conclusions du rapport sont adoptées.* (Journal officiel [de la] Société des Nations, XVII^{me} année, n° 2, 1936, févr., pp. 118-119.)
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(See E 2, p. 232 ; E 3, p. 260 ; E 4, p. 343 ; E 6, pp. 362-363 ; E 7, p. 368).

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(See E 2, pp. 233-234; E 3, p. 261; E 4, p. 343; E 6, p. 363;
E 8, p. 350; E 10, pp. 191-192.)

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(See E 2, pp. 235-260; E 3, pp. 261-270; E 4, pp. 344-348;
E 5, pp. 313-315; E 6, pp. 363-376; E 7, pp. 368-377; E 8, pp. 350-356;
E 9, pp. 216-218; E 10, pp. 192-193; E 11, pp. 179-184.)

GRANDE-BRETAGNE. — GREAT BRITAIN ¹.

HOUSE OF LORDS.

- 5229.** *Debate on Collective Security. Reference by Lord DAVIES to judicial decisions of the Court not put into operation by a defaulting nation, on 27th June, 1935.* (Parliamentary Debates, House of Lords, Vol. 97, p. 946.)

HOUSE OF COMMONS.

- 5230.** *Debate on the Address. Reference of Disputes to the Court, advocated by Mr. ALEXANDER, on 6th December, 1935.* (Parliamentary Debates, House of Commons, Vol. 307, p. 517.)

¹ See also No. 5710 of this list.

5231. *Amendments to the Statute of the Court, contained in Protocol of 14th September, 1929. Date of coming into force. Question by Mr. MANDER, on 18th February, 1936. Answer by Viscount CRANBORNE.* (Parliamentary Debates, House of Commons, Vol. 308, p. 1612.)
5232. *Invitation to Germany to refer to the Court her case as to the incompatibility between the Franco-Soviet Pact and the Treaty of Locarno. Statement by Mr. EDEN, on 20th March, 1936.* (Parliamentary Debates, House of Commons, Vol. 310, pp. 845-846.)
5233. *Debate on Consolidated Fund (No. 2) Bill. Submission to the Court by Germany of her case regarding the Franco-Soviet Pact. Mention by Sir AUSTEN CHAMBERLAIN, on 26th March, 1936.* (Parliamentary Debates, House of Commons, Vol. 310, pp. 1483, 1486.) *Mention by Lieut.-Commander FLETCHER.* (*Ibid.*, p. 1512.)
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5238. *Konstitutionsutskottets ullåtande i anledning av Kungl. Maj:ts proposition till riksdagen angående avgivande av förnyad förklaring i enlighet med bestämmelserna i art. 36, andra stycket, av stadgan för den fasta mellanfolkliga domstolen. Bihang till riksdagens protokoll 1936, 5 saml (nr 25).*
5239. *Riksdagens skrivelse till Konungen i anledning av Kungl. Maj:ts proposition till riksdagen angående avgivande av förnyad förklaring i enlighet med bestämmelserna i art. 36, andra stycket, av stadgan för den fasta mellanfolkliga domstolen. Bihang till riksdagens protokoll 1936, 14 saml (nr 105).*
5240. *Vid förnyad föredragning av konstitutionsutskottets ullåtande nr 25, i anledning av Kungl. Maj:ts proposition till riksdagen angående avgivande av förnyad förklaring i enlighet med bestämmel-*

serna i art. 36, andra stycket, av stadgan för den fasta mellanfolkliga domstolen, bifölls vad utskottet i detta utlåtande hemställt. (Riksdagens protokoll 1936. Första kammaren (nr 18), p. 21.)

5241. Härpå föredrogs konstitutionsutskottets utlåtande, nr 25, i anledning av Kungl. Maj:ts proposition angående avgivande av förnyad förklaring i enlighet med bestämmelserna i art. 36, andra stycket, av stadgan för den fasta mellanfolkliga domstolen; och biföll kammaren utskottets däri gjorda hemställan. (Riksdagens protokoll 1936. Andra kammaren (nr 18), p. 19.)

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.)

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(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.)

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5306. *Élection du successeur de feu M. MINEITCIRO ADATCI, Juge à la Cour permanente de Justice internationale.* Société des

- Nations. N° officiel: A. 14 (a). 1935. V. Genève, le 11 sept. 1935. — *Election of a successor to the late M. MINEITCIRO ADATCI, Judge of the Permanent Court of International Justice.* F°, 1 page.
- 5307.** *Élection du successeur de feu M. MINEITCIRO ADATCI, Juge à la Cour permanente de Justice internationale. Liste des candidats désignés par les groupes nationaux.* Société des Nations. N° officiel: A. 14 (1). 1935. V. Genève, le 5 sept. 1935. F°, 8 pages.
- 5308.** *Election of a successor to the late M. MINEITCIRO ADATCI, Judge of the Permanent Court of International Justice. List of candidates nominated by the national groups.* League of Nations. Official No.: A. 14 (1). 1935. V. Geneva, Sept. 5th, 1935. F°, 8 pages.
- 5309.** *Élection du successeur de feu M. MINEITCIRO ADATCI, Juge à la Cour permanente de Justice internationale. Rapport du Bureau à l'Assemblée.* Société des Nations. N° officiel: A. 34. 1935. V. Genève, le 11 sept. 1935. — *Election of a successor to the late M. MINEITCIRO ADATCI, Judge of the Permanent Court of International Justice. Report of the General Committee to the Assembly.* League of Nations. Official No.: A. 34. 1935. Geneva, Sept. 11th, 1935. F°, 2 pages.
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- 5310.** *Cour permanente de Justice internationale. Règlement d'élection des juges. Élection de M. NAGAOKA. Démission de M. KELLOGG. Conditions de vote des demandes d'avis consultatifs.... Entrée en vigueur des amendements au Statut....* (La Documentation internationale, 2^{me} année, n° 17, 1935, 15 oct., pp. 269-271.)
- 5311.** H. NAGAOKA, *Japanese, nominated by 25 nations for judgeship.* (New York Times, 1935, Aug. 2, p. 15.)
- 5312.** *United States National Group of Permanent Court of Arbitration nominated H. NAGAOKA and S. YAMADA to succeed M. ADACHI.* (New York Times, 1935, July 28, p. 7.)
- 5313.** *Der Ständige Internationale Gerichtshof. [Neuwahl eines Richters.... Zwei weitere Vakanzten....]* (Völkerbund und Völkerrecht, 2. Jahrg., Heft 8, 1935, Nov., pp. 480-484.)
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- 5314.** *Assemblée de la Société des Nations. 16^{me} Session ordinaire, tenue du 9 sept. au 11 oct. 1935. 12^{me} séance plénière, tenue le 27 sept. 1935. 59. Acceptation de la démission de M. FRANK B. KELLOGG, Juge à la Cour permanente de Justice internationale. Le Président.... La proposition du Président est adoptée.* (Journal officiel [de la] Société des Nations, Supplément spécial n° 138, 1935, p. 91.)
- 5315.** *Assembly of the League of Nations. 16th Ordinary Session, held from Sept. 9th to Oct. 11th, 1935. 12th Plenary Meeting, held on Sept. 27th, 1935. 59. Acceptance of the resignation of Mr. FRANK B. KELLOGG, Judge of the Permanent Court of International Justice. The President.... The President's proposal was adopted.* (Official Journal [of the] League of Nations, Special Supplement No. 138, 1935, p. 91.)

- 5316.** *Conseil de la Société des Nations.* 89^{me} Session, tenue à Genève du 17 sept. au 7 oct. 1935. 4^{me} séance, tenue le 28 sept. 1935. 3641. *Cour permanente de Justice internationale: Démission de M. FRANK B. KELLOGG, Juge à la Cour. Le baron ALOISI soumet le rapport suivant...* (Document C. 391. 1935. V.) *Les conclusions du rapport sont adoptées.* (Journal officiel [de la] Société des Nations, XVI^{me} année, n° 11, 1935, nov., p. 1203.)
- 5317.** *Council of the League of Nations.* 89th Session, held at Geneva from Sept. 17th to Oct. 7th, 1935. 4th Meeting, held on Sept. 28th, 1935, 3641. *Permanent Court of International Justice: Resignation of Mr. FRANK B. KELLOGG, Judge of the Court. Baron ALOISI presented the following report...* (Document C. 391. 1935. V.) *The conclusions of the report were adopted.* (Official Journal [of the] League of Nations, XVIth year, No. 11, 1935, p. 1203.)
- 5318.** *Conseil de la Société des Nations.* 89^{me} Session, tenue à Genève du 17 sept. au 7 oct. 1935. 4^{me} Séance, tenue le 28 sept. 1935. 3642. *Cour permanente de Justice internationale. Élection de deux juges afin de pourvoir aux postes devenus vacants par suite de la mort de M. SCHÜCKING et la démission de M. KELLOGG. Le baron ALOISI soumet le rapport suivant...* (Document C. 392. 1935. V.) *Les conclusions du rapport sont adoptées.* (Journal officiel [de la] Société des Nations, XVI^{me} année, n° 11, 1935, nov., p. 1203.)
- 5319.** *Council of the League of Nations.* 89th Session, held at Geneva from Sept. 17th to Oct. 7th, 1935. 4th Meeting, held on Sept. 28th, 1935. 3642. *Permanent Court of International Justice. Election of two Judges to fill the vacancies created by the death of M. SCHÜCKING and the resignation of Mr. KELLOGG. Baron ALOISI presented the following report...* (Document C. 392. 1935. V.) *The conclusions of the report were adopted.* (Official Journal [of the] League of Nations, XVIth year, No. 11, 1935, Nov., p. 1203.)
- 5320.** *Cour permanente de Justice internationale. Élection pour pourvoir les sièges devenus vacants par suite du décès de M. WALTHER SCHÜCKING et la démission de M. FRANK B. KELLOGG. Liste des candidats désignés par les groupes nationaux.* Société des Nations. N° officiel: A. 8. 1936. V. Genève, le 24 févr. 1936. F°, 9 pages.
- 5321.** *Permanent Court of International Justice. Election to the vacancies created by the death of M. WALTHER SCHÜCKING and the resignation of Mr. FRANK KELLOGG. List of candidates nominated by the national groups.* League of Nations. Official No.: A. 8. 1936. V. Geneva, Feb. 24th, 1936. F°, 9 pages.
- 5322.** *Société des Nations.* Document C. 264. M. 157. 1936. Communiqué au Conseil et aux Membres de la Société. Genève, le 12 juin 1936. 16^{me} Session ordinaire de l'Assemblée. *Élection aux postes vacants parmi les Juges de la Cour permanente de Justice internationale. Télégramme¹ du Gouvernement italien, du 12 juin 1936.*

¹ See the Resolution of the Council of the L. N. of June 26th, 1936 (Minutes of the 92nd Session, 4th Meeting, p. 7). See also the Decision of the Assembly of the L. N. of July 4th, 1936 (Journal of the 16th Assembly, No. 28, p. 290).

5323. *League of Nations*. Document C. 264. M. 157. 1936. Communicated to the Council and the Members of the League. Geneva, June 12th, 1936. 16th Ordinary Session of the Assembly. *Election to vacancies among the Judges of the Permanent Court of International Justice. Telegram¹ from the Italian Government, June 12th, 1936.*
5324. FRANK B. KELLOGG *resigns as Judge of Permanent Court of International Justice*. (Commercial and Financial Chronicle, 1935, Sept. 28, v. 141: 2059.)
5325. F. B. KELLOGG *resigns seat; speculation on successor; resignation accepted; machinery for electing successor described*. (New York Times, 1935, Sept. 24, p. 12; *ibidem*, 1935, Sept. 28, p. 18; *ibidem*, 1935, Sept. 29, p. 17; *ibidem*, 1935, Sept. 29, pt. IV, p. 12.)
5326. Professors M. O. HUDSON and V. BRUNS *nominated by American group*. (New York Times, 1935, Dec. 21, p. 9.)
5327. M. O. HUDSON *nominated as Judge of Permanent Court of International Justice.—Professor of Harvard Law School named to succeed F. B. KELLOGG, resigned*. (Commercial and Financial Chronicle, 1935, Dec. 28, v. 141: 4106.)
5328. Dr. M. O. HUDSON *nominated by National groups*. (New York Times, 1936, Jan. 3, pt. II, p. 4; *ibidem*, 1936, Jan. 7, p. 5; *ibidem*, 1936, Jan. 9, p. 3; *ibidem*, 1936, Jan. 22, p. 17.)
5329. *France and Belgium nominate STIMSON*. (New York Times, 1936, Jan. 22, p. 17.)
5330. *Ambassador M. MUNIR proposed by Turkish Government for vacant seat*. (New York Times, 1936, Feb. 18, p. 5.)

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5331. *Conseil de la Société des Nations*. 90^{me} Session, tenue à Genève du 20 au 24 janv. 1936. 6^{me} Séance, tenue le 24 janv. 1936. 3704. *Cour permanente de Justice internationale. Démission de M. WANG CHUNG HUI, Juge à la Cour. Le baron ALOISI soumet le rapport suivant....* (Document C. 70. 1936. V.) *Le Conseil accepte la démission de M. WANG CHUNG HUI et adopte les conclusions du rapport*. (Journal officiel [de la] Société des Nations, XVII^{me} année, 1936, févr., pp. 125-126.)
5332. *Council of the League of Nations*. 90th Session, held at Geneva from Jan. 20th to Jan. 24th, 1936. 4th Meeting, held on Jan. 24th, 1936. 3704. *Permanent Court of International Justice. Resignation of M. WANG CHUNG HUI, Judge of the Court. Baron ALOISI presented the following report....* (Document C. 70. 1936. V.) *The Council adopted M. WANG CHUNG HUI's resignation and adopted the conclusions of the report*. (Official Journal [of the] League of Nations, XVIIth year, 1936, Feb., pp. 125-126.)

5. INAUGURATION OF THE COURT.

(See E 2, pp. 261-262; E 3, p. 271.)

¹ See footnote on p. 252.

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.)

A.—Official Documents.

5333. *Statut, Règlement et autres textes constitutionnels ou réglementaires. 3^{me} édition (mars 1936).* [Publications de la] Cour permanente de Justice internationale, Série D: Actes et documents relatifs à l'organisation de la Cour, n° 1. — *Statute and Rules of Court and other constitutional documents, rules or regulations. 3rd edition (March 1936).* [Publications of the] Permanent Court of International Justice, Series D.: Acts and Documents concerning the organization of the Court, No. 1. Leyde, Sijthoff. [1936.] In-8°, 79 [= 158] pages.

B.—Unofficial Publications. Commentaries.

5334. *Cour permanente de Justice internationale. Règlement adopté le 11 mars 1936.* (La Documentation internationale politique, juridique et économique, 3^{me} année, n° 23, 1936, avril, pp. 54-61.)

5335. BORCHARD (EDWIN M.), *Declaratory judgments in international law.* (The American Journal of International Law, Vol. 29, No. 3, 1935, July, pp. 488-492.)

5336. BORCHARD (EDWIN M.), *Declaratory judgments in international relations.* (World Affairs, Vol. 98, No. 3, 1935, Sept., pp. 161-165.)

5337. FELLER (A. H.), *The Mexican Claims commissions. 1923-1934. A study in the law and procedure of International Tribunals.* New York, The Macmillan Company, 1935. 8°, XXI+572 pages. [P. C. I. J., pp. 83, 213, 220, 228, 231, 241, 283, 284, 307, 316-317.]

5338. PRŽIĆ (ILIJA), *Izmena poslovnika Stalnog suda međunarodne pravde.* [Modifications du Règlement de la Cour permanente de Justice internationale. En serbe.] (Arhiv za pravne i društvene nauke, 1931, juillet-août, pp. 97-100.)

5339. ROLIN (HENRI A.), *Force obligatoire des ordonnances de la Cour permanente de Justice internationale en matière de mesures conservatoires.* (Mélanges offerts à ERNEST MAHAİM. Paris, Recueil Sirey, 1935, 2 vol. Vol. II: pp. 280-298.)

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.)

5340. *Quatrième 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 Onzième Rapport annuel de la Cour permanente de Justice internationale (Série E, n° 11).] — *Fourth 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 Eleventh Annual Report of the Permanent Court of International Justice (Series E., No. 11).] Leyde, Sijthoff, 1935. In-8°, 99 pages.

5341. *Assemblée de la Société des Nations. 16^{me} Session ordinaire, tenue du 9 sept. au 11 oct. 1935. Séances plénières. Conditions de vote des demandes d'avis consultatif adressées à la Cour permanente de Justice internationale. Projet de résolution présenté par les Délégations de Belgique, Norvège, Pays-Bas, Suède et Suisse.* (Actes.... Compte rendu des débats. Journal officiel [de la] S. d. N., Supplément spécial n° 138, pp. 76, 85.) *Idem, Rapport de la 1^{ère} Commission. Résolution.* (Document A 68, 1935. V.) *L'Assemblée prend acte du rapport et adopte la résolution.* (*Ibidem*, p. 95.) *Texte de la résolution.* (*Ibidem*, p. 127.)

5342. *Assembly of the League of Nations. 16th Ordinary Session, held from Sept. 9th to Oct. 11th, 1935. Plenary Meetings. Requirements for voting a resolution requesting an advisory opinion from the Permanent Court of International Justice. Draft resolution submitted by the Delegations of Belgium, the Netherlands, Norway, Sweden and Switzerland.* (Records.... Text of the debates. Official Journal [of the] L. of N., Special Supplement No. 138, pp. 76, 85.) *Idem, Report of the First Committee. Resolution.* (Document A. 68, 1935. V.) *The Assembly took note of the report and adopted the Resolution.* (*Ibidem*, p. 95.) *Text of the Resolution.* (*Ibidem*, p. 127.)

5343. *Assemblée de la Société des Nations. 16^{me} Session ordinaire, tenue du 9 sept. au 11 oct. 1935. Première Commission. (Questions constitutionnelles et juridiques.) Conditions de vote des demandes d'avis consultatif adressées à la Cour permanente de Justice internationale. Projet de résolution présenté par les Délégations de Belgique, Norvège, Pays-Bas, Suède et Suisse.* (Procès-verbal.... Journal officiel [de la] S. d. N. Supplément spécial n° 139 ; voir l'index sous « Cour perm. de Just. int. »)

5344. *Assembly of the League of Nations. 16th Ordinary Session, held from Sept. 9th to Oct. 11th, 1935. First Committee. (Consti-*

- tutional and Legal Questions.*) *Requirements for voting a resolution requesting an advisory opinion from the Permanent Court of International Justice. Draft resolution submitted by the Delegations of Belgium, the Netherlands, Norway, Sweden and Switzerland.* (Minutes.... Official Journal [of the] L. of N. Special Supplement No. 139; see Index under the heading "Court of Int. Justice (Permanent)".)
- 5345.** *Conseil de la Société des Nations.* 90^{me} Session, tenue à Genève du 20 au 24 janv. 1936. 5^{me} séance, tenue le 23 janv. 1936. 3699. *Condition de vote des demandes d'avis consultatif adressées à la Cour permanente de Justice internationale. Résolution adoptée par l'Assemblée le 28 sept. 1935. Le baron ALOISI soumet le rapport suivant....* (Document C. 54. 1936. V.) M. DE MADARIAGA.... *Les conclusions du rapport sont adoptées.* (Journal officiel [de la] Société des Nations, XVII^{me} année, n^o 2, 1936, févr., pp. 117-118.)
- 5346.** *Council of the League of Nations.* 90th Session, held at Geneva from Jan. 20th to Jan. 24th, 1936. 5th Meeting, held on Jan. 23rd, 1936. 3699. *Conditions of voting Requests for Advisory Opinions addressed to the Permanent Court of International Justice. Resolution adopted by the Assembly on Sept. 28th, 1935. Baron ALOISI presented the following report....* (Document C. 54. 1936. V.) M. DE MADARIAGA.... *The conclusions of the report were adopted.* (Official Journal [of the] League of Nations, XVIIth year, No. 2, 1936, Feb., pp. 117-118.)
- 5347.** *Conditions de vote des demandes d'avis consultatif adressées à la Cour permanente de Justice internationale. Lettre-circulaire.* Annexe I: *Rapport adopté par le Conseil le 23 janvier 1936.* Annexe II: *Relevé des discussions ayant eu lieu au sein d'organes de la Société et bibliographie sommaire.* (Société des Nations, Document C. L. 63. 1936. V. + 2 annexes.) 8 pages. [Dactylographié.]
- 5348.** *Conditions of voting requests for advisory opinions addressed to the Permanent Court of International Justice. Circular letter.* Annex I: *Report adopted by the Council on Jan. 23rd, 1936.* Annex II: *List of references to discussions by organs of the League and summary bibliography.* (League of Nations, Document C. L. 63. 1936. V. + 2 Annexes.) 8 pages. [Mimeographed.]

B.—Unofficial Publications.

- (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.)
- 5349.** *Garantiepakte, Bündnisse, Abkommen über politische Zusammenarbeit, Nichtangriffs- und Neutralitäts-verträge der Nachkriegszeit. — Traités de Garantie, d'Alliance, de Collaboration politique, de Non-Agression et de Neutralité conclus après la guerre.* Bearbeitet von —. Recueillis et annotés par GEORG VON GRETSCHANINOW. (Politische Verträge, Eine Sammlung Urkunden. Traités politiques, Recueil de Documents. Herausgegeben von —. Publié par VIKTOR BRUNS. Band I, tome I.) [Fontes Juris Gentium, 4^{me} Série.] Berlin, Carl Heymanns Verlag, 1936. In-8°. LII+637 pages. [C. P. J. I., *passim*.]

5350. *Compétence (La) du juge international en équité*. Rapporteur : M. EUGÈNE BOREL. *Rapport préliminaire. Cour permanente de Justice internationale. La justice arbitrale. Conclusions. Observations de Sir JOHN FISCHER WILLIAMS, MM. N. POLITIS, MAX HUBER, Å. HAMMARSKJÖLD, CH. DE VISSCHER, H. WEHBERG, K. STRUPP, WALTER SIMONS. Rapport définitif.* (Annuaire de l'Institut de Droit international, 38, Session de Paris, oct. 1934, pp. 182-301.)
5351. GODYEVATZ (A.), *Compétence de la Cour permanente de Justice internationale « ratione personæ » et « ratione materiæ » par rapport au différend concernant les emprunts serbes.* (Annuaire de l'Association yougoslave de droit international, 2 : 208-216, 1934.)
5352. JACOBY (SIDNEY B.), *Some aspects of the jurisdiction of the Permanent Court of International Justice.* (The American Journal of International Law, Vol. 30, No. 2, 1936, April, pp. 233-255.)
5353. ONCKEN (ONNO), *Die politischen Streitigkeiten im Völkerrecht. Ein Beitrag zu der Frage nach den Grenzen der Staatengerichtsbarkheit.* (International-rechtliche Abhandlungen, 29.) Berlin, Verlag für Staatswissenschaften und Geschichte, 1936. In-8°, 64 pages.
5354. UNDÉN (ÖSTEN), *Staters internationella ansvarighet för domstolsavgöranden.* Uppsala 1930. 8:o. (Uppsala universitets årsskrift, 1930, Program, 4.)
5355. WANG (C. T.), [*Jurisdiction of the World Court.* In Chinese.] (Chun Hua Law Magazine, Nanking, Vol. 2, Nos. 2-3, 1931, Feb.)
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5356. CSIKY (JEAN), [*La compétence consultative de la Cour permanente de Justice internationale.* Szeged, Imprimerie et Librairie de la ville de Szeged, S. A., 1935. In-8°, IV+171 pages. En hongrois, avec un résumé en français.]
5357. ENGEL (SALO), *Art. 5 und Art. 14 Satz 3 der Völkerbundsatzung. (Das Stimmrecht bei der Einholung von Gutachten des Ständigen Internationalen Gerichtshofes durch Völkerbundrat oder -Versammlung.)* Thèse Nr. 24. Université de Genève. Annemasse (Rosnoblet), 1936. In-8°, 124 pages.
5358. HAMMARSKJÖLD (Å.), *Les avis consultatifs à la Seizième Session de l'Assemblée.* (Revue de Droit international et de Législation comparée, 1936, n° 1, pp. 65-95.)
5359. HOFMANN (DIETER JULIUS), *Gutachten und Gutachtenverfahren des Ständigen Internationalen Gerichtshofes.* Berlin, Vahlen, 1935. In-8°, X+192 pages.
5360. KANE (ALBERT E.) *The unanimity rule as applied to requests for advisory opinions from the World Court.* (The China Law Review, Vol. VI, No. 3, 1933, July, pp. 185-212.)

5361. MIKUSZEWSKI (WŁADYSŁAW), *Opinie doradcze Statego Trybunału Sprawiedliwości Międzynarodowej*. [Les avis consultatifs de la Cour permanente de Justice internationale. En polonais.] Lwów (Institut de Droit constitutionnel et de Droit international, Université Jean-Casimir). 1933, X+100 pages.
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5364. PRŽIĆ (ILIJA), *Stalni sud međunarodne pravde kao drugostepena instancija u međunarodnom pravosuđu*. [La Cour permanente de Justice internationale comme instance d'appel dans la juridiction internationale. En serbe.] (Arhiv za pravne i društvene nauke, 1932, déc., pp. 460-465.)
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5365. HAMMARSKJÖLD (Å.), *L'article 37 du Statut de la Cour permanente de Justice internationale*. (Revue générale de Droit international public, 42^{me} année, n° 6, 1935, nov.-déc., pp. 653-658.)
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5369. FINCH (GEORGE A.), *Les sources modernes du droit international*. (Recueil des cours [professés à l'] Académie de Droit international, établie avec le concours de la Dotation Carnegie pour la paix internationale, 1935: III = t. 53 de la collection, pp. 535-628.) [Art. 38^s du Statut de la C. P. J. I.]
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5377. VERDROSS (ALFRED VON), *Les principes généraux de droit dans la jurisprudence internationale*. (Recueil des cours [professés à l'] Académie de Droit international, établie avec le concours de la Dotation Carnegie pour la paix internationale, 1935 : II = t. 52 de la collection, pp. 195-258.) [Art. 38 du Statut de la Cour.]
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8. DIPLOMATIC PRIVILEGES AND IMMUNITIES OF JUDGES AND OFFICIALS OF THE REGISTRY.

(See E 2, p. 348 [No. 1292]; E 3, p. 314 [No. 1847]; E 4, p. 351; E 5, p. 320; E 6, p. 381; E 7, pp. 383-384; E 8, p. 361; E 9, p. 221; E 10, p. 198; E 11, p. 190.)

- 5380.** *Immunités à reconnaître aux personnes investies de fonctions d'intérêt international.* — Rapport présenté par M. ÅKE HAMMARSKJÖLD. Introduction. Rapport. Projet de règlement. Annexes: Lettres de MM. [M.] ADATCI, [E.] BOREL, [G.] DIENA à M. Å. HAMMARSKJÖLD; Extrait de la lettre de M. [L.] GAJZAGO, Observations de M. [M.] HUBER, Lettre du Vicomte [P.] POULLET, Lettre et observations de M. [F.] REY, Lettre de M. [K.] STRUPP. (Annuaire de l'Institut de Droit international, 38, Session de Paris, oct. 1934, pp. 358-413.)
- 5381.** GENET (RAOUL), *La Société des Nations et le droit d'ambassade, actif et passif.* (Revue de Droit international et de Législation comparée, 3^{me} série, t. XVI, 1935, n° 3, pp. 527-573.)
- 5382.** SECRETAN (JACQUES), *The independence granted to agents of the international community in their relations with national public authorities.* (The British Year Book of International Law, XVI, 1935, pp. 56-78.) [P. C. I. J., *passim*.]
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9. ORGANIZATION OF THE REGISTRY OF THE COURT.

(See E 7, p. 384.)

- 5384.** ESTOUP (MARG.), *La Cour permanente de Justice internationale. Ses services sténographique et dactylographique.* (La Vérité sténographique, Paris, 18^{me} année, n° 9, 1935, 7 févr., pp. 89-92; extrait dans Paris-Nevers Centre, 1935, 13 juin.) [Traduit d'un article en allemand paru dans « Mitteilungen des österreichischen Berufsstenographen-Verbandes » (Vienne), n° de nov. 1934.]

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 OF THE COURT.

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.)

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- 5385.** XXXIV^{me} session — 1935. N° 76. *Écoles minoritaires en Albanie. Avis consultatif du 6 avril 1935.* (Série A/B, fasc. n° 64.)

- XXXIVth session—1935. No. 76. *Minority schools in Albania. Advisory Opinion of April 6th, 1935.* (Series A./B., Fasc. No. 64.)
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A.—Official Texts.

- (See E 2, pp. 267-268 ; E 3, p. 275 ; E 4, p. 353 ; E 5, pp. 322-323 ; E 6, p. 383 ; E 7, p. 386 ; E 8, pp. 362-363 ; E 9, pp. 223-225 ; E 10, p. 201 ; E 11, p. 192.)

[Publications de la] Cour permanente de Justice internationale. Série A/B. Arrêts, Ordonnances et Avis consultatifs. Fascicules n^{os} 65-67. — [Publications of the] Permanent Court of International Justice. Series A./B. Judgments, Orders and Advisory Opinions. Fascicules Nos. 65-67. Leyde, Sijthoff, 1935-1936. In-8^o. [Continuation.]

- 5388.** Fasc. n^o 65. *Compatibilité de certains décrets-lois dantziqois avec la Constitution de la Ville libre. Avis consultatif du 4 décembre 1935.* XXXV^{me} session. 1935. XXXVth session. *Advisory Opinion of December 4th, 1935.* Fasc. No. 65. *Consistency of certain Danzig legislative decrees with the Constitution of the Free City.*
- 5389.** Fasc. n^o 66. *Affaire Pajzs, Csáky, Esterházy (exception préliminaire).* Ordonnance du 23 mai 1936. 1936. *Order of May 23rd, 1936.* Fasc. No. 66. *The Pajzs, Csáky, Esterházy case (preliminary objection).*
- 5390.** Fasc. n^o 67. *Affaire Losinger & Cie, S. A. (exception préliminaire).* Ordonnance du 27 juin 1936. *Order of June 27th, 1936.* Fasc. No. 67. *The Losinger & Co. Case (preliminary objection).*

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- (See E 2, pp. 268-276 ; E 3, pp. 276-277 ; E 4, pp. 354-357 ; E 5, pp. 323-324 ; E 6, pp. 384-387 ; E 7, pp. 386-388 ; E 8, pp. 363-367 ; E 9, pp. 225-227 ; E 10, pp. 201-204 ; E 11, pp. 192-195.)

- 5391.** *Giurisprudenza internazionale. Corte permanente di Giustizia internazionale.* [Textes résumés des arrêts et avis consultatifs suivants. 5 oct. 1931 : *Trafic ferroviaire entre la Lithuanie et la*

Pologne. 11 déc. 1931: *Accès et stationnement des navires de guerre polonais dans le Port de Dantzig.* 4 févr. 1932: *Traitement des nationaux polonais et des autres personnes d'origine ou de langue polonaise dans le territoire de Dantzig.* 8 mars 1932: *Interprétation de l'Accord gréco-bulgare du 9 déc. 1927.* (Accord Caphandaris-Molloff.) 24 juin 1932: *Interprétation du Statut du territoire de Memel (exception préliminaire).* 11 août 1932: *Interprétation du Statut du territoire de Memel.* 15 nov. 1932: *Interprétation de la Convention de 1919 concernant le travail de nuit des femmes.* (Rivista di Diritto internazionale, Vol. XIV, 1935, Fasc. III-IV, 1^o luglio-31 dic., pp. 304-368.)

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3. WORKS AND ARTICLES ON JUDGMENTS AND OPINIONS.

(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.)

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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.)

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MINORITY SCHOOLS IN ALBANIA.

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5487. *Council of the League of Nations.* 86th Session, held at Geneva from May 20th to May 25th, 1935. 3rd Meeting, held on May 23rd, 1935. 3589. *Protection of Minorities: Question of the Application of the Provisions of Article 5, Paragraph 2, of the Albanian Declaration of October 2nd, 1921.* M. DE MADARIAGA presented the following report: (Document C. 231, 1935. I.) M. FRASHERI.... M. RÜSTÛ ARAS.... Baron ALOISI.... *The conclusions of the report were adopted.* (Official Journal [of the] League of Nations, XVIth year, No. 6, 1935, June, pp. 626-627.)
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- following report:* (Document C. 376. 1935. VII.) M. FRASHERI... Baron ALOISI... *The conclusions of the report were adopted.* (Official Journal [of the] League of Nations, XVIIth year, No. II, 1935, Nov., pp. 1185-1186.) *Idem*, Annex 1564. Document C. 335. 1935. I. *Letter, dated August 30th, 1935, from the Albanian Government to the Secretary-General. Draft Regulation on Private Schools for Minorities.* (*Ibidem*, pp. 1290-1291.)
- 5490.** *Conseil de la Société des Nations.* 90^{me} Session, tenue à Genève du 20 au 24 janvier 1936. 5^{me} séance, tenue le 23 janvier 1936. 3698. *Protection des minorités: Question de l'application des dispositions de l'article 5, alinéa 2, de la Déclaration albanaise du 2 oct. 1921.* M. DE MADARIAGA soumet le rapport suivant: (Document C. 69. 1936. V.) Le baron ALOISI... M. ASLANI... Le PRÉSIDENT.... *Les conclusions du rapport sont adoptées.* (Journal officiel [de la] Société des Nations, XVII^{me} année, n° 2, 1936, févr., pp. 115-117.) *Idem*, Annexe 1589. Document C. 14. 1936. I. *Extrait d'une lettre, en date du 12 déc. 1935, du Gouvernement albanais au Secrétaire général, transmettant le texte du Règlement sur les écoles privées des Minorités. Règlement sur les écoles privées des Minorités.* (*Ibidem*, pp. 263-265.)
- 5491.** *Council of the League of Nations.* 90th Session, held at Geneva from Jan. 20th to Jan. 24th, 1936. 5th Meeting, held on Jan. 23rd, 1936. 3698. *Protection of Minorities: Question of the Application of the Provisions of Article 5, Paragraph 2, of the Albanian Declaration of Oct. 2nd, 1921.* M. DE MADARIAGA presented the following report: (Document C. 69. 1936. V.) Baron ALOISI... M. ASLANI... The PRESIDENT.... *The conclusions of the report were adopted.* (Official Journal [of the] League of Nations, XVIIth year, No. 2, 1936, Feb., pp. 115-117.) *Idem*, Annex 1589. Document C. 14. 1936. I. *Extract from a Letter, dated Dec. 12th, 1935, from the Albanian Government to the Secretary-General, transmitting the text of the Regulation on Private Schools for Minorities. Regulation on Private schools for Minorities.* (*Ibidem*, pp. 263-265.)
- 5492.** *Conseil de la Société des Nations.* 92^{me} Session, tenue à Genève du 11 au 13 mai 1936. 3^{me} séance, tenue le 13 mai 1936. 3759. *Protection des minorités: Application des dispositions de l'article 5, alinéa 2, de la Déclaration albanaise du 2 oct. 1921.* M. DE MADARIAGA soumet le rapport suivant: (Document C. 237. 1936. I.) Le PRÉSIDENT... M. ASLANI... *Les conclusions du rapport sont adoptées.* (Procès-Verbaux de la 92^{me} Session du Conseil de la S. d. N., 3 (I), pp. 19-20.)
- 5493.** *Council of the League of Nations.* 92nd Session, held at Geneva from May 11th to May 13th, 1936. 3rd Meeting, held on May 13th, 1936. 3759. *Protection of Minorities: Application of the Provisions of Article 5, Paragraph 2, of the Albanian Declaration of October 2nd, 1921.* M. DE MADARIAGA presented the following report: (Document C. 237. 1936. I.) The PRESIDENT... M. ASLANI... *The conclusions of the report were adopted.* (Minutes of the 92nd Session of the Council of the League of Nations, 3 (I), pp. 19-20.)

5494. *Société des Nations*. Document C. 218. 1936. I. Communiqué au Conseil. Genève, le 11 mai 1936. *Lettre adressée au Secrétaire général par le Ministre des Affaires étrangères d'Albanie*, le 6 mai 1936.
5495. *League of Nations*. Document C. 218. 1936. I. Communicated to the Council. Geneva, May 11th, 1936. *Letter sent to the Secretary-General by the Minister for Foreign Affairs of Albania*, May 6th, 1936.
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5497. *League of Nations*. Document C. 236. 1936. I. Communicated to the Council. Geneva, May 12th, 1936. Translation [of the Albanian] *Decree-law on schools*. *Idem*, Document C. 236. 1936. I. Addendum. [= *Additions to the text of the "Decree-law on schools."*]

ADVISORY OPINION OF DEC. 4th, 1935. CONSISTENCY OF CERTAIN DANZIG LEGISLATIVE DECREES WITH THE CONSTITUTION OF THE FREE CITY.

5498. *Conseil de la Société des Nations*. 90^{me} Session, tenue à Genève du 20 au 24 janv. 1936. 6^{me} séance, tenue le 24 janv. 1936. 3703. *Ville libre de Dantzig*. M. EDEN soumet le rapport et la résolution ci-après:.... (Document C. 73. 1936. VII.) M. BECK.... M. MASSIGLI.... M. DE MADARIAGA.... M. DE VASCONCELLOS.... M. LITVINOFF.... M. RÜSTÜ ARAS.... M. GREISER.... Le PRÉSIDENT.... *La résolution est adoptée*. (Journal officiel [de la] Société des Nations, XVII^{me} année, n^o 2, 1936, févr., pp. 121-125.)
5499. *Council of the League of Nations*. 90th Session, held at Geneva from Jan. 20th to Jan. 24th, 1936. 6th Meeting, held on Jan. 24th, 1936. 3703. *Free City of Danzig*. Mr. EDEN presented the following report and resolution:.... (Document C. 73. 1936. VII.) M. BECK.... M. MASSIGLI.... M. DE MADARIAGA.... M. DE VASCONCELLOS.... M. LITVINOFF.... M. RÜSTÜ ARAS.... M. GREISER.... The PRESIDENT.... *The resolution was adopted*. (Official Journal [of the] League of Nations, XVIIth year, No. 2, 1936, Feb., pp. 121-125.)
5500. *Société des Nations*. Document C. 215. 1936. VII. Communiqué au Conseil. Genève, le 11 mai 1936. *Ville libre de Dantzig*. [... *Lettre du Haut-Commissaire de la Société des Nations à Dantzig, en date du 5 mai 1936, avec annexes, concernant les mesures prises par le Sénat de la Ville libre à la suite des résolutions du Conseil en date du 24 janvier 1936.*]
5501. *League of Nations*. Document C. 215. 1936. VII. Communicated to the Council. Geneva, May 11th, 1936. *Free City of Danzig*. [... *Letter from the High Commissioner of the League of Nations in Danzig, dated May 5th, 1936, with annexes, regarding the measures adopted by the Senate of the Free City in consequence of the Council's Resolutions of January 24th, 1936.*]

D.—GENERAL.

I. OFFICIAL SOURCES.

- (See E 2, pp. 301-303; E 3, pp. 283-284; E 4, pp. 364-366; E 5, pp. 330-332; E 6, pp. 394-396; E 7, pp. 394-395; E 8, pp. 379-381; E 9, pp. 237-239; E 10, pp. 218-219; E 11, pp. 202-204.)
- 5502.** *Journal officiel [de la] Société des Nations [et] Suppléments spéciaux.* 1935-1936. [Voir l'Index sous les mots « Cour permanente de Justice internationale ».]
- 5503.** *Official Journal [of the] League of Nations [and] Special Supplements.* 1935-1936. [See Index under the heading "Court of International Justice (Permanent)".]
- 5504.** *Société des Nations. Actes [et Documents] de la Seizième Assemblée, 1935, [et des] Sessions extraordinaires de l'Assemblée, 1935-1936.* Genève, 1935-1936. [Voir l'Index sous les mots « Cour permanente de Justice internationale ».]
- 5505.** *League of Nations. Records of the Sixteenth Assembly, 1935, [and of] Special Sessions of the Assembly, 1935-1936.* Geneva, 1935-1936. [See Index under the heading "Court of International Justice (Permanent)".]
- 5506.** *Procès-verbaux des sessions du Conseil de la Société des Nations, 1935-1936.* [Voir l'Index sous les mots « Cour permanente de Justice internationale ».]
- 5507.** *Minutes of the sessions of the Council of the League of Nations, 1935-1936.* [See Index under the heading "Court of International Justice [Permanent)".]
- 5508.** *Résumé mensuel des travaux de la Société des Nations, 1935-1936.* [Il existe des éditions française, anglaise, allemande, italienne, espagnole et tchèque de ce Résumé.]
- 5509.** *Monthly Summary of the League of Nations, 1935-1936.* [Published in separate editions in English, French, German, Italian, Spanish and Czech.]
- 5510.** *Douzième Rapport annuel de la Cour permanente de Justice internationale (15 juin 1935 — 15 juin 1936).* Leyde, Sijthoff, 1936. In-8°. (Publications de la Cour permanente de Justice internationale, Série E, n° 12.)
- 5511.** *Twelfth Annual Report of the Permanent Court of International Justice (June 15th, 1935—June 15th, 1936).* Leyden, Sijthoff, 1936. In-8°. (Publications of the Permanent Court of International Justice, Series E., No. 12.)
- 5512.** *Société des Nations. Rapport sur l'œuvre accomplie par la Société depuis la Quinzième Session de l'Assemblée. Deuxième partie.* Genève, le 4 sept. 1935. N° officiel: A. 6 (a). 1935. Série de publications de la S. d. N. Questions générales, 1935. 4. F°, 70 pages. [B. Cour permanente de Justice internationale, pp. 63-70. Chapitre rédigé au Greffe de la Cour.... Le manuscrit de ce chapitre a été arrêté au 1^{er} août 1935.]

5513. *League of Nations. Report on the Work of the League since the Fifteenth Session of the Assembly. Part II.* Geneva, Sept. 4th, 1935. Official No.: A. 6 (a). 1935. Series of L. N. Publications. General. 1935. 4. F°, 70 pages. [B. Permanent Court of International Justice, pp. 63-70. Chapter prepared by the Registrar of the Court.... The Manuscript of this chapter was completed on August 1st, 1935.]
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5514. *Verslag van de zestiende Zitting van de Vergadering van den Volkenbond te Genève, 9-28 September 1935. Overgelegd door den Minister van Buitenlandsche Zaken aan de beide Kamers van de Staten-Generaal.* November, 1935. 's-Gravenhage, Algemeene Landsdrukkerij, 1935. F°, 33 pages. [V. Internationale Rechtspraak, pp. 3-8.]
5515. *Rapport du Conseil fédéral à l'Assemblée fédérale sur la XVII^{me} Assemblée de la Société des Nations.* (Du 13 janvier 1936.) N° 3333. (Feuille fédérale, 88^{me} année, vol. I, 1936, n° 3, 15 janvier, pp. 33-95.) C. P. J. I., pp. 41-44, 72-73, 95.]
5516. *Bericht des Bundesrates an die Bundesversammlung über die 16. Völkerbundsversammlung.* (Vom 13. Januar 1936.) Nr. 3333. (Schweizerisches Bundesblatt, 88. Jahrgang, I. Band, 1936, Nr. 3. 15. Januar, S. 33-95.) [St. I. G., S. 41-44, 72-73, 95.]
5517. *Nationernas förbunds första församling i Genève 15 november — 18 december 1920. Resolutioner och vissa andra aktstycken sammanställda av den svenska delegationen i församlingen.* (Aktstycken utgivna av Kungl. Utrikesdepartementet.) Stockholm, 1921.
5518. *Nationernas förbunds andra församling i Genève 5 september — 5 oktober 1921. Resolutioner och vissa andra aktstycken.* (Aktstycken utgivna av Kungl. Utrikesdepartementet.) Stockholm, 1922.
5519. *Nationernas förbunds tredje församling i Genève 4-30 september 1922. Resolutioner och vissa andra aktstycken.* (Aktstycken utgivna av Kungl. Utrikesdepartementet.) Stockholm, 1922.
5520. *Nationernas förbunds råds verksamhet under år 1923 samt fjärde förbunds församlingen i Genève 3-29 september 1923.* (Aktstycken utgivna av Kungl. Utrikesdepartementet.) Stockholm, 1924.
5521. *Nationernas förbunds råds verksamhet under år 1924 samt femte förbunds församlingen i Genève 1 september—2 oktober 1924.* (Aktstycken utgivna av Kungl. Utrikesdepartementet.) Stockholm, 1925.
5522. *Nationernas förbunds råds verksamhet under år 1925 samt sjätte förbunds församlingen i Genève 7-26 september 1925.* (Aktstycken utgivna av Kungl. Utrikesdepartementet.) Stockholm, 1926.

5523. *Nationernas förbunds råds verksamhet under år 1926, förbunds-församlingens urtima möte 8-17 mars samt förbunds-församlingens sjunde ordinarie möte 6-25 september 1926.* (Aktstycken utgivna av Kungl. Utrikesdepartementet.) Stockholm, 1927.
5524. *Nationernas förbunds församlings åttonde ordinarie möte i Genève 5-27 september 1927.* (Aktstycken utgivna av Kungl. Utrikesdepartementet.) Stockholm, 1928.
5525. *Nationernas förbunds församlings nionde ordinarie möte i Genève 3-26 september 1928.* (Aktstycken utgivna av Kungl. Utrikesdepartementet.) Stockholm, 1929.
5526. *Nationernas förbunds församlings tionde ordinarie möte i Genève 2-25 september 1929.* (Aktstycken utgivna av Kungl. Utrikesdepartementet.) Stockholm, 1930.
5527. *Nationernas förbunds församlings elfte ordinarie möte i Genève 10 september-4 oktober 1930.* (Aktstycken utgivna av Kungl. Utrikesdepartementet.) Stockholm, 1931.
5528. *Nationernas förbunds församlings tolfte ordinarie möte i Genève 7-29 september 1931.* (Aktstycken utgivna av Kungl. Utrikesdepartementet.) Stockholm, 1931.
5529. *Nationernas förbunds församlings trettonde ordinarie möte ävensom förhandlingarna vid urtima förbunds-församlingen och nedrustningskonferensen i Genève 1932.* (Aktstycken utgivna av Kungl. Utrikesdepartementet.) Stockholm, 1933.
5530. *Nationernas förbunds församlings fjortonde ordinarie möte samt förhandlingarna vid urtima förbunds-församlingen ävensom nedrustningskonferensen och ekonomiska konferensen i London 1933.* (Aktstycken utgivna av Kungl. Utrikesdepartementet.) Stockholm, 1934.
5531. *Nationernas förbunds församlings femtonde ordinarie möte ävensom förhandlingarna vid urtima förbunds-församlingen och nedrustningskonferensen i Genève 1934.* (Aktstycken utgivna av Kungl. Utrikesdepartementet.) Stockholm, 1935.
5532. *Nationernas förbunds församlings sextonde ordinarie möte i Genève 1935 m.m.* (Aktstycken utgivna av Kungl. Utrikesdepartementet.) Stockholm, 1936.

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.)
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(See E 2, pp. 347-348; E 3, pp. 312-313; E 4, p. 386; E 5, p. 357; E 6, p. 421; E 8, p. 403; E 10, p. 232; E 11, pp. 216-217.)

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(See E 4, pp. 387-389; E 5, p. 358.)

5. VARIOUS.

(See E 2, pp. 348-349; E 3, p. 314; E 4, p. 390; E 5, p. 358; E 6, pp. 421-423; E 7, pp. 411-412; E 8, p. 404; E 9, pp. 254-255; E 10, p. 233; E 11, pp. 217-218.)

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 CECIL OF CHELWOOD (R.) **2**: 566, 567, 622, 905. **3**: 1364. **4**: 1860, 1889, 2092, 2156. **5**: 2279, 2296, 2474, 2522. **6**: 2740, 2741, 2956, 3106. **8**: 3662, 3663, 3664, 3665. **10**: 4724.
 CEGLA (W. W.) **12**: 5367.
 CEMIL BEY (D.) **10**: 4575, 4580, 4707, 4731, 4732.
 CEMIL BILSEL **12**: 5423.
 CERETTI (C.) **6**: 2991.
 CHALANDAR (A. de) **6**: 2956.
 CHAMBERLAIN (A.) **2**: 356 *b*, 607, 608, 619, 620, 623, 1275. **3**: 1363. **4**: 1889, 2232, 2243. **5**: 2296, 2425-2428, 2523. **6**: 2733, 2738, 2738 *bis*, 2900, 2901. **7**: 3181, 3191. **12**: 5233.
 CHANG (CHÜN-CH'Ū) **10**: 4722.
 CHANG (YI-TING) **10**: 4750.
 CHARLES (Garfield) **2**: 9.
 CHARLTON (M.) **5**: 2291.
 CHARRÈRE **2**: 616.
 CHARTERIS (A. H.) **2**: 1104. **3**: 1301, 1518.
 CHATEAU (J.) **2**: 627.
 CHATTERJÉE (A.) **6**: 2956.
 CHEN (C. C.) **12**: 5603.
 CHEN (H. T.) **12**: 5683.
 CHENG (YU-LIOU) **10**: 4712.
 CHEYNEY (A. S.) **9**: 4297.
 CHIANG (KĒN-YUAN) **10**: 4713.
 CHILD (R. W.) **3**: 1769. **6**: 2913.
 CHKLAVER (G.) **4**: 1874. **10**: 4764.
 CHOU (Wei) **9**: 4266.
 CHOW (K.-S.) **9**: 4237. **10**: 4424, 4451, 4708, 4733. **12**: 5537.
 CHOW (S. R.) **3**: 1508. **4**: 2061, 2176. **10**: 4424, 4451, 4708, 4733.
 CIMMERMANN (M. A.) **3**: 1552; see also ZIMMERMANN.
 CLAD (C.) **5**: 2524.
 CLARK (E.) **9**: 4417.
 CLARK (J. R.) **2**: 977.
 CLARKE (J. H.) **2**: 1086, 1158, 1208, 1220, 1223. **3**: 1734, 1738. **8**: 3807. **11**: 5122.
 CLUNET (É.) **6**: 2833, 2858. **7**: 3247.
 CLYNES **2**: 356 *a*.
 CLYNES (J. R.) **11**: 5183.
 COATES (J. G.) **6**: 2754.
 COBBETT (P.) **2**: 944. **7**: 3315.
 COCKS **7**: 3181.
 COCKSHUTT **3**: 1336.
 COHALAN (D. F.) **3**: 1704.
 COHN (G.) **2**: 906. **3**: 1302. **10**: 4631.
 COLBY (E.) **3**: 1734. **6**: 3036. **8**: 3958.
 COLBY (F. M.) **2**: 1059, 1060.
 COLEGROVE (K.) **3**: 1771.
 COLLETTE (Jean) **8**: 3666.
 CONDLIFFE (J. B.) **4**: 2168.
 CONNALLY **8**: 3987. **11**: 4854, 4855, 4863, 4864.
 CONSTANTINOFF (J.) **5**: 2506.
 CONTZESCO **10**: 4513.
 CONWELL-EVANS (T. P.) **6**: 2946.
 COOK (J.) **3**: 1329.
 COOKE (W. H.) **8**: 3897.
 COOLIDGE **2**: 1073, 1074, 1189. **3**: 1696, 1732, 1740. **5**: 2561, 2593.
 COOPER (R. M.) **11**: 5124.
 COPELAND (R. S.) **4**: 1881, 1886. **6**: 2934. **8**: 3915, 3929.
 CORBETT (P. E.) **5**: 2547. **8**: 3933.
 CORRADO (U.) **9**: 4244.
 CORWIN (E. S.) **2**: 151.
 CORY (H. M.) **9**: 4325.
 COSENTINI (F.) **2**: 97. **12**: 5617.
 COSTIGAN **9**: 4354. **11**: 4865.
 COT (P.) **6**: 3098. **9**: 4059.
 COUDENHOVEN-KALERGI (R. N.) **11**: 5142.
 COUDERT (F. R.) **4**: 2130. **6**: 3131. **8**: 3556. **9**: 4353. **10**: 4790.
 COUGHLIN **11**: 5143.
 COULON (L.) **2**: 639.
 COURTIN (R.) **2**: 928.
 COVA (N. de la) **3**: 1398.
 COYAJEE (J. C.) **11**: 5056.
 CRABITÉS (P.) **7**: 3388, 3399.
 CRANBORNE **12**: 5231, 5234.
 CRAWFORD (W. H.) **3**: 1708.
 CRECRAFT (E. W.) **12**: 5618.
 CROCKER (C.) **2**: 1108.
 CROFT (H.) **6**: 2735.
 CROOKSHANK **6**: 2735.
 CROSBY (O. T.) **2**: 4. **4**: 1854. **8**: 3809. **9**: 4418.
 CROSS **12**: 5700.
 CROSS (S. T.) **10**: 4426, 4444.
 CROWDY (R.) **6**: 2956.
 CRUCHAGA (M.) **2**: 951.
 CRUDU (V.) **10**: 4734.
 CRUSEN (G.) **4**: 1974. **8**: 3767. **12**: 5467.
 CRUSTIANSKY (L.) **4**: 1978.
 CSIKY (J.) **11**: 4918. **12**: 5356.
 CUMMINGS (H.) **11**: 5127.
 CURTIS (W. J.) **2**: 787.
 CUSHENDUN **4**: 1889. **5**: 2296, 2429.

- CYBICHOWSKI (Z.) **4**: 2112.
- D. (D. E.) **3**: 1308.
 D. (E. D.) **3**: 1533.
 DÄNIKER (A.) **3**: 1519.
 DAHL (F.) **8**: 3590.
 DAHLSTRÖM (J. I.) **12**: 5674.
 DALIÉTOS (A.) **2**: 688.
 DALTON (H.) **3**: 1435. **4**: 2169. **6**: 2722, 2724-2726, 2730, 2731, 2738 *bis*, 2739. **7**: 3183, 3184, 3193. **8**: 3579, 3580.
 DANDURAND (R.) **4**: 1880. **6**: 2703.
 DANGERFIELD (R. J.) **7**: 3482.
 DARBY (W. E.) **2**: 1 (note).
 DARRAS (A.) **6**: 2846, 2932, 3001.
 DASCOVICI (N.) **10**: 4734.
 DAUVERGNE (C.) **2**: 446.
 DAVIES (A.) **11**: 5144.
 DAVIES (D.) **7**: 3470.
 DAVIES (Lord) **10**: 4430. **11**: 4876. **12**: 5229.
 DAVIES (Rhys) **9**: 4030.
 DAVIES (W. W.) **5**: 2550.
 DAVIS **11**: 4863, 4865.
 DAVIS (J.) **2**: 1178.
 DAVIS (J. W.) **2**: 788, 1109. **5**: 2279. **7**: 3389. **8**: 3717, 3718, 3719, 3941. **9**: 4354.
 DAVIS (K. W.) **11**: 5198.
 DAVISON (W.) **6**: 2727.
 DAVY (G.) **2**: 984.
 DAWSON (W. H.) **6**: 3017. **9**: 4184.
 DAY (E. C.) **4**: 2113.
 DAY (G. M.) **4**: 1885.
 DEÁK (F.) **4**: 1920, 2234. **5**: 2341. **7**: 3435.
 DEAN (V. M.) **6**: 2920. **7**: 3149.
 DÉCENCIÈRE-FERRANDIÈRE (A.) **6**: 2992. **10**: 4701.
 DEHOUSSE (F.) **12**: 5408.
 DELAHAYE (D.) **2**: 540.
 DELANO (F. A.) **5**: 2525.
 DELHORBE (F.) **2**: 167.
 DEMBINSKI **2**: 389.
 DEMERS **3**: 1336.
 DEMEUR (P.) **8**: 3682.
 DEMEY (J.) **5**: 2381.
 DEMIASHKEVICH (M.) **11**: 5113.
 DENCKER (K.) **10**: 4468.
 DENEEN (Ch. S.) **6**: 2921. **7**: 3390.
 DENNIS (W. C.) **9**: 4355.
 DEREVITZKY (P.) **9**: 4122.
 DERYNG (A.) **7**: 3254.
 DESCAMPS (E. E. F.) **4**: 1865, 2246. **5**: 2545. **6**: 3008. **8**: 3858.
 DETH (A. van) **4**: 1967.
 DEVAUX (J.) **11**: 5084.
 DEVEDJI (A. E.) **6**: 2850.
 DEVOGEL (L.) **8**: 3614. **9**: 4045. **10**: 4729.
- DE VOGUË **2**: 533.
 DEWEY (J.) **4**: 2179.
 DIAMANDESCO (J.) **12**: 5637.
 DICKERSON (O. N.) **5**: 2562.
 DICKINSON (E. D.) **2**: 1090. **3**: 1534. **8**: 3556.
 DICKINSON (W.) **8**: 3903.
 DIENA (G.) **2**: 168, 169, 985. **4**: 2246. **7**: 3436. **10**: 4735. **12**: 5380.
 DILL **2**: 319. **6**: 3077. **7**: 3480, 3503. **8**: 3763.
 DILL (C. C.) **8**: 3930, 3976. **9**: 4369.
 DJOUROVITCH (D.) **4**: 2166.
 DJUVARA (M.) **2**: 1043.
 DOBIE (A. M.) **8**: 3556.
 DOHERTY (C. J.) **2**: 256. **3**: 1334-1338.
 DOLESCHALL (A.) **10**: 4817.
 DONAHEY (V.) **11**: 5145.
 DONATI (D.) **8**: 3610.
 DONKER CURTIUS (F.) **11**: 5094.
 DONNEDIEU DE VABRES (H.) **2**: 1282. **3**: 1828. **4**: 1988, 1989, 2227, 2246.
 DONNELL (F. C.) **7**: 3391. **11**: 5125.
 DOR (L.) **4**: 1990.
 DOTREMONT (S.) **6**: 2999.
 DOUGLAS (J. J.) **2**: 309.
 DOUMA (J.) **5**: 2271-2276. **6**: 2667-2668. **7**: 3137-3138. **8**: 3542-3543. **9**: 4008-4009. **10**: 4422-4423. **11**: 4839-4840. **12**: 5203-5204.
 DOVE **7**: 3392.
 DRAEGER **8**: 3677.
 DRECHSEL (M.) **3**: 1616.
 DRESSELHUYS (H. C.) **2**: 100.
 DREYFUS **8**: 3634. **10**: 4504.
 DREZGA (T.) **7**: 3380.
 DRIELSMAN (A. J. HANKES) **12**: 5296.
 DROST (H.) **12**: 5368.
 DRUCKER (G.) **10**: 4695.
 DRUMMOND (E.) **6**: 2956, 3066. **7**: 3416, 3423. **9**: 4267. **10**: 4722.
 DUCHOSAL (E.) **8**: 3840. **9**: 4268.
 DUCMANS (K.) **8**: 3847.
 DUFF-COOPER (A.) **2**: 623.
 DUFFUS (R. L.) **5**: 2581-2583, 2611.
 DUGDALE (E.) **4**: 2235.
 DUGGANN (E.) **2**: 875.
 DUGUIT (L.) **4**: 2246.
 DULLES (J. F.) **2**: 847.
 DUMAS (J.) **5**: 2314. **6**: 2922. **10**: 4748. **12**: 5713.
 DUMBAULD (E.) **8**: 3592.
 DUNAN (M.) **8**: 3720.
 DUPONT (E.) **8**: 3870.
 DU PREZ (W. A.) **2**: 638.
 DUPUIS (Ch.) **4**: 1914, 2236. **6**: 3000. **7**: 3261.
 DUPUY (W. A.) **3**: 1450.
 DUSEK (C.) **2**: 406.
 DUWEL (C. L. TORLEY) **11**: 4897.

- DYER (C. H. A.) **2**: 1236.
- E. 5**: 2380.
- EAGLETON (C.) **4**: 2140. **6**: 3038. **9**: 4331.
- EBERING (E.) **9**: 4410.
- EBERS (J.) **9**: 4410.
- ECKHARDT (P.) **2**: 927.
- ECKHARDT-KUTTIG **7**: 3431.
- EDDY (C. B.) **9**: 4143.
- EDDY (G. S.) **3**: 1680.
- EDEN (R. A.) **2**: 622. **6**: 2723, 2738 *bis*. 2739. **9**: 4029, 4031. **12**: 5232, 5236, 5498, 5499.
- EDGE **2**: 1214.
- EDMUNDS (S. E.) **2**: 952. **9**: 4303.
- EDORNÉVAL **2**: 357.
- ÉFRÉMOFF (J.) **8**: 3995. **9**: 4304. **11**: 5099.
- EGAWA (H.) **12**: 5714.
- EGBERT (L.) **2**: 1088.
- EHRlich (L.) **4**: 2123. **6**: 2826, 2826 *bis*, 2856.
- EKSTRAND **12**: 5293, 5294.
- ELBE (J. von) **6**: 2842.
- ELES (G. T.) **11**: 5067.
- ELIOT (Ch. W.) **2**: 32.
- ELLINGWOOD (A. R.) **2**: 448.
- ELLIOTT (Ch. B.) **2**: 1166.
- EMBDEN (van) **2**: 381. **9**: 4071.
- EMMRICH (K. G.) **3**: 1511.
- ENCKELL **2**: 542, 544.
- ENDO (G.) **4**: 2114.
- ENEMY (Brooks) **11**: 5118.
- ENGEL **10**: 4540, 4541.
- ENGEL (S.) **12**: 5357.
- ENGELSDOERFER (A.) **11**: 5043. **12**: 5409.
- ENGLIS (K.) **12**: 5417.
- ENRIQUES (G.) **8**: 3604. **9**: 4045.
- ÉÖTTEVÉNYI (O.) **11**: 4993.
- EPPSTEIN (J.) **6**: 2956. **12**: 5619.
- EPPSTEIN (L.) **2**: 667, 673, 817.
- ERCIC (M.) **8**: 3687.
- ERDSTEIN (D.) **9**: 4396.
- ERICH (E. R.) **2**: 334, 548, 549, 656, 919, 1011. **3**: 1697. **4**: 1914. **5**: 2444. **6**: 2794, 2795. **8**: 3619. **12**: 5253.
- ERLER (G. H. J.) **7**: 3533.
- ERRERA (P.) **2**: 675.
- ERZBERGER (M.) **2**: 60.
- ESAT (Mahmut): see MAHMUT ESAT
- ESCH (J. J.) **7**: 3504.
- ESSEN (J. J. F. van) **4**: 1921.
- ESTOUP (M.) **12**: 5384.
- ETHEM Bey **10**: 4581, 4736.
- EUSCHEN (K.) **11**: 5194.
- EYMA (Jean) **5**: 2278.
- EYQUEM (D.) **2**: 170.
- EYSINGA (W. J. M. van) **3**: 1596. **6**: 2680. **7**: 3236. **9**: 4090. **10**: 4504. **11**: 4941. **12**: 5254.
- F. (P. M.) 4**: 1899.
- FABIAN COMMITTEE **2**: 43, 44, 65.
- FABRE-LUCE (A.) **2**: 1012.
- FACHIRI (A. P.) **2**: 772. **3**: 1472. **4**: 1979, 2141. **6**: 2839. **7**: 3297, 3303, 3484. **9**: 4016, 4124, 4150, 4233. **10**: 4507, 4633. **11**: 4947.
- FAIRMAN (Ch.) **11**: 4962.
- FAISNE (R.) **2**: 1016.
- FALIKMANN (B.) **8**: 3882.
- FALUHELYI (F.) **10**: 4776, 4777. **12**: 5638.
- FANSHAWE (M.) **2**: 907. **3**: 1502. **6**: 2908, 2947, 2956. **11**: 5044.
- FARAG (W. M.) **3**: 1503.
- FARAGGI (M.) **12**: 5661.
- FARBMAN (M.) **4**: 2184. **5**: 2551. **6**: 3022.
- FASSBENDER (K.) **10**: 4751.
- FAUCHILLE (P.) **2**: 962.
- FAUNCE (W. H. P.) **2**: 1239.
- FEDOZZI (P.) **4**: 2246. **6**: 3134. **8**: 3859. **10**: 4460, 4752.
- FEHLINGER (H.) **2**: 932, 933.
- FEIG (J.) **7**: 3431. **9**: 4203.
- FEINBERG (N.) **7**: 3255, 3255 *bis*. **8**: 3605. **9**: 4046, 4397.
- FELLER (A. H.) **7**: 3308. **8**: 3593. **11**: 5337.
- FENWICK (Ch. G.) **2**: 23, 171, 945, 978, 1111. **11**: 5085. **12**: 5538, 5616.
- FERNALD **2**: 320, 327, 329.
- FERNANDES (R.) **3**: 1813, 1814.
- FERRARIS (M.) **12**: 5586.
- FERRERO (M.) **9**: 4164.
- FERRIS **2**: 320.
- FESS (S. D.) **2**: 1167. **4**: 1883.
- FETTAH (Suleiman Bey) **2**: 626.
- FIELD (N. H.) **4**: 2157.
- FIELDING (W. S.) **2**: 256. **3**: 1334.
- FIENNES (C.) **2**: 908, 909, 1271.
- FINCH (G. A.) **2**: 1112, 1168. **12**: 5369.
- FINKELSTEIN (M.) **9**: 4151.
- FINLAY (R. B.) **4**: 1946. **6**: 2778, 2782, 2822, 2823, 2825, 2826, 2826 *bis*. **7**: 3245.
- FINNEY **2**: 356 *a*.
- FISCHER (J.) **7**: 3350. **9**: 4125, 4204.
- FISH **2**: 295, 298, 301.
- FISHER (H. A. L.) **2**: 356 *b*, 1058. **3**: 1684. **9**: 4415.
- FISHER (I.) **2**: 1048. **3**: 1728.
- FITZGERALD (D.) **3**: 1366.
- FLACK (H. E.) **2**: 106.
- FLEINER (F.) **3**: 1640.
- FLEISCHMANN (M.) **2**: 954. **6**: 2976.
- FLEMING (D. F.) **6**: 3078. **8**: 3977.
- FLETCHER **4**: 1883. **8**: 3979. **11**: 4856. **12**: 5233.

- FLEURY (L.) **9** : 4406.
 FLINT (H. J.) **2** : 1240.
 FLORESCO (J. T.) **5** : 2391.
 FLOWERS (M.) **3** : 1554.
 FOA (E.) **6** : 3115.
 FOCKEMA ANDRÆ (J. P.) **11** : 4907.
 FODOR (A.) **4** : 2079. **10** : 4709.
 FOIGNET (R.) **2** : 940, 963. **5** : 2507.
8 : 3870.
 FONTEIN **4** : 2102.
 FONTENAY (Vte de) **10** : 4778.
 FORSTER (H. W.) **3** : 1328.
 FORTUIN (H.) **2** : 654. **12** : 5645.
 FOSDICK **12** : 5700.
 FOSDICK (H. E.) **2** : 1047.
 FOSDICK (R. B.) **3** : 1774. **8** : 3904.
 FOSTER (G.) **4** : 1880. **6** : 2703.
 FOX (A. J.) **5** : 2563.
 FRANCE (J. I.) **9** : 4356.
 FRANÇOIS (J. P. A.) **7** : 3443. **11** : 4886.
 FRANCOZ (P.) **9** : 4165. **11** : 4980, 5019,
 5020. **12** : 5435.
 FRANCQUEVILLE (B. de) **4** : 1964. **8** : 3791.
 FRANGULIS (A.-F.) **8** : 3811. **10** : 4778.
12 : 5639.
 FRANK (H.) : **11** : 5053.
 FRANKFURTER (F.) **2** : 660.
 FRASER (P.) **6** : 2754.
 FRASHERI **12** : 5486-5489.
 FRAZIER **2** : 321, 327.
 FREI (P. H.) **5** : 2342.
 FREYTAGH LORINGHOVEN (A. von) **3** :
 1599, 1835, 1836. **4** : 2054. **11** : 5070.
12 : 5658.
 FRIED (A. H.) **2** : 1 (note).
 FRIEDE (M.) **11** : 5024
 FRIEDE (W.) **8** : 3594. **11** : 4950. **12** :
 5620.
 FRIEDMANN (W.) **12** : 5722.
 FRIERSON (W.) **2** : 1113.
 FRIERSON (W. L.) **9** : 4345.
 FROMAGEOT (H.) **10** : 4504.
 FRUCHTMAN (J.) **8** : 3905.
 FRUIN (Th. A.) **12** : 5300 *a*.
 FRY (C. B.) **2** : 887.
 FUCHS (W.) **4** : 2019.
 FÜLSTER (H.) **4** : 2142.
 FUGLSANG (W.) **10** : 4634.
 FURUGAKI (T.) **2** : 888.
- GADSKESSEN** **2** : 261 *a*.
 GAINER (J. H.) **2** : 1241.
 GAJZAGO (L.) **12** : 5380.
 GAL (L.) **10** : 4618, 4619.
 GALLI (P.) **11** : 5095.
 « GALLUS » **6** : 3009. **7** : 3460, 3463. **8** :
 3895.
 GANNETT (L. S.) **2** : 1199.
 GARDNER (J. C.) **9** : 4251. **12** : 5621.
 GARFIELD (J. B.) **9** : 4372.
- GARFIELD (W.) **2** : 1000.
 GARLAND **6** : 2705.
 GARNER (J. W.) **2** : 818, 953, 1019. **3** :
 1775. **4** : 2207. **5** : 2286. **6** : 2798. **8** :
 3620, 3812, 3861. **10** : 4635. **12** : 5539,
 5687.
 GARNETT (J. C. Maxwell) **9** : 4288.
 GARNETT (M.) **7** : 3427.
 GARNIER (P.) **4** : 1965.
 GARNIER-COIGNET (J.) **7** : 3455.
 GAROFALO (M. R.) **3** : 1829.
 GARVIN (J. L.) **2** : 70.
 GASCON Y MARIN (J.) **9** : 4061.
 GATHORNE-HARDY (G. M.) **11** : 5119.
 GAUDARD **2** : 396, 397.
 GAVRILOVIĆ (S.) **9** : 4278.
 GAYDA (V.) **8** : 3722.
 GEARY **6** : 2705.
 GEDYE (G. E. R.) **8** : 3723.
 GEIB **7** : 3431.
 GEISMAR (R.) **8** : 3697.
 GEISSLER (R.) **9** : 4127.
 GEMMA (S.) **2** : 941. **4** : 2246.
 GENET (R.) **6** : 2860. **7** : 3465. **9** : 4062.
10 : 4482, 4549. **11** : 4994. **12** : 5381,
 5398.
 GENEVOIS (Un) **6** : 2879.
 GÉNY (F.) **12** : 5374.
 GEÖCZE (B.) **8** : 3606, 3724. **9** : 4047. **10** :
 4550, 4551, 4572, 4589, 4592, 4593,
 4765.
 GEORGE (W. H.) **4** : 2200.
 GÉRARD **10** : 4542, 4543.
 GERBER (H.) **8** : 3669.
 GEROULD (J. T.) **3** : 1776. **5** : 2613.
 GIANNI (G.) **7** : 3444.
 GIANNINI (A.) **3** : 1633.
 GIBBERD (K.) **10** : 4721.
 GIBLIN (J. V.) **3** : 1504. **4** : 2196.
 GIDEL (G.) **2** : 727. **3** : 1476, 1477, 1478.
5 : 2504. **7** : 3269. **8** : 3683. **12** : 5255,
 5430.
 GIESE (F.) **5** : 2484, 2524. **6** : 2997. **7** :
 3265. **8** : 3597. **9** : 4064, 4136.
 GIHL (T.) **8** : 3862.
 GILLET **2** : 328. **4** : 1886, 1887, 1888.
5 : 2583, 2584, 2599. **6** : 2926, 3082,
 3084. **7** : 3487, 3488.
 GRAUD (E.) **6** : 3001.
 GJELSVIK (N.) **12** : 5445.
 GLASGOW (G.) **5** : 2373, 2392. **6** : 3042.
9 : 4186.
 GLASS **4** : 1886.
 GLASSER **2** : 539, 540.
 GLEISPACH (W.) **10** : 4818. **12** : 5468.
 GLOSE (F.) **5** : 2372.
 GODART (J.) **9** : 4411.
 GODDARD (A. C.) **7** : 3505.
 GODYEVATZ (A.) **10** : 4552, 4553. **12** :
 5351, 5410-5412, 5431, 5605, 5646.

- GOETZ (J. H.) **5**: 2495.
 GOMPERS (S.) **2**: 1114.
 GONSIOROWSKI (M.) **3**: 1603. **10**: 4774.
 GOOCH (G. P.) **5**: 2510. **10**: 4796.
 GORE **11**: 4851, 4856, 4858, 4866.
 GORGÉ (C.) **3**: 1652.
 GORRESIO (V.) **10**: 4729.
 GOSNELL (C. B.) **5**: 2446.
 GOSSWEILER (Ch. H.) **2**: 975.
 GOTHEIN **3**: 1575.
 GOTTSCHALK (E.) **3**: 1837.
 GOUET (Y.) **8**: 3871.
 GOULÉ (P.) **2**: 775. **6**: 2846, 3001. **11**: 5081.
 GOVARE (J. P.) **5**: 2315.
 GRAEFF (De) **11**: 4886. **12**: 5293, 5294.
 GRAHAM (G.) **6**: 2902.
 GRAHAM (G. P.) **6**: 2704.
 GRALINSKI (Z.) **2**: 987.
 GRAM (G.) **2**: 56.
 GRAMAIN (P.) **10**: 4829.
 GRAMSCH (W.) **10**: 4452.
 GRANDI (D.) **9**: 4287.
 GRANFELT (H.) **12**: 5565.
 GRAPIN (P.) **11**: 4919.
 GRÁTZ (G.) **4**: 2115.
 GRAY (J. H.) **6**: 3013.
 GREEN (A.) **3**: 1310.
 GREEN (R. D.) **4**: 2066.
 GREEN (W.) **3**: 1571.
 GREENE (R. D.) **5**: 2565. **9**: 4252.
 GREGORY (Ch. N.) **2**: 642.
 GREISER **12**: 5498, 5499.
 GRETSCHAMINOV (Georg von) **12**: 5349.
 GREY (F. T.) **7**: 3315.
 GREY OF FALLODON **6**: 2956.
 GRIFFITHS (A. E.) **4**: 2189.
 GRIGAUT (M.) **4**: 2103.
 GRIMM **12**: 5469.
 GROB (F.) **9**: 4293.
 GROOM (L. E.) **2**: 231. **3**: 1327.
 GROSS (L.) **9**: 4187.
 GROTTE (M. de la) **3**: 1473. **5**: 2404. **6**: 2880.
 GRUNEWALD (E.) **3**: 1661.
 GÜRKE (N.) **11**: 5096. **12**: 5640.
 GUERREAU (M.) **2**: 929.
 GUERRERO (J. G.) **8**: 3814. **10**: 4504, 4778.
 GUERRIERO (L.) **6**: 2945.
 GUGGENHEIM (P.) **2**: 665, 690, 700, 709, 713, 721, 736. **3**: 1483, 1484. **7**: 3248. **9**: 4041, 4279. **10**: 4554. **12**: 5256, 5257.
 GULICK (S. L.) **8**: 3942. **10**: 4791.
 GUP (S. M.) **2**: 1242.
 GUTHRIE (H.) **6**: 2705. **7**: 3506.
 GUTHRIE (W. D.) **3**: 1582. **5**: 2305.
 GUTIERREZ-PONCE (I.) **8**: 3883.
 GUYNAT (André-Marie) **7**: 3249.
 H. (L.) **4**: 1993.
 HAASE (B.) **2**: 580.
 HABICHT (M.) **8**: 3876. **11**: 4924-4925, 4928.
 HACHENBURG (M.) **8**: 3725. **9**: 4189.
 HADLEY (H. S.) **2**: 848.
 HAEMMERLE (J.) **12**: 5413.
 HÄRLE (E.) **7**: 3257. **8**: 3607. **9**: 4048. **10**: 4409, 4478. **11**: 4963. **12**: 5370, 5414.
 HAGERUP (F.) **9**: 4305.
 HAILSHAM **6**: 2741.
 HAJN (A.) **10**: 4822.
 HAJNAL (H.) **5**: 2393. **6**: 2843. **10**: 4592.
 HALDANE **4**: 2217. **5**: 2296.
 HALE **11**: 4848.
 HALE (W. B.) **8**: 3556.
 HALL (A. B.) **5**: 2410.
 HALL (W. E.) **2**: 946.
 HALLIER (J.) **9**: 4190. **10**: 4620.
 HALPHON (R. S.) **3**: 1576.
 HAMACHER (P.) **6**: 2853.
 HAMBRO (C. J.) **12**: 5667.
 HAMBURGER (R. C. S.) **2**: 655.
 HAMILTON **6**: 2726. **7**: 3183.
 HAMMARSKJÖLD (Å.) **2**: 138, 139, 439, 635, 896. **3**: 1394, 1567, 1845. **4**: 1904, 1912, 1913, 1914, 2046, 2047, 2048, 2067. **5**: 2287. **6**: 2821, 2837, 2982, 2982 *bis*. **7**: 3238, 3400. **8**: 3634, 3667, 3790. **9**: 4257-4259. **10**: 4555, 4556. **11**: 4886, 4899, 4905, 4916, 4929, 5045. **12**: 5246, 5247, 5258, 5295, 5350, 5358, 5365, 5380, 5535, 5540, 5541, 5604.
 HAMMARSKJÖLD (Hj. L.) **11**: 4891, 4892.
 HAMMERICH (K. F.) **9**: 4326.
 HAMMERLE (H.) **11**: 4964.
 HAMMOND (J. H.) **2**: 172.
 HANNON **9**: 4029.
 HANSSON (M.) **10**: 4682.
 HARD (W.) **2**: 1115, 1243, 1254. **3**: 1541.
 HARDER (H. A.) **5**: 2406, 2585. **6**: 3079.
 HARDER (Hans) **7**: 3151.
 HARDING (W. G.) **2**: 1066, 1067, 1068, 1069, 1070, 1105, 1138, 1139, 1140, 1149, 1152, 1158, 1189. **3**: 1705, 1715, 1732, 1740.
 HARLEY (J. E.) **2**: 876. **3**: 1520, 1627. **7**: 3471. **11**: 5117.
 HARMS (B.) **5**: 2529, 2661.
 HARRELD **2**: 324.
 HARRIMAN (E. A.) **2**: 1081, 1169. **3**: 1535, 1778.
 HARRIS (H. W.) **2**: 643, 910. **5**: 2288, 2458. **6**: 2949.
 HARRIS (J.) **2**: 328, 356 a.
 HARRISON **2**: 325.
 HART (H. L.) **10**: 4784.
 HARTLEY (H. L.) **5**: 2566.

- HARVEY (J. L.) **4**: 2130.
 HASPER (R.) **2**: 773.
 HASSELBLATT (W.) **11**: 5012.
 HASTINGS **11**: 4866.
 HATCH **11**: 4863.
 HATSCHKE (J.) **2**: 942, 967. **3**: 1628, 1629. **7**: 3437.
 HATVANY (A.) **2**: 980, 1080.
 HAYDAY **10**: 4540-4543.
 HEBERT **10**: 4813.
 HECKER (G.) **8**: 3686.
 HEDDAYA (MOHAMED ABD EL SALAM) **11**: 4930.
 HEDGES (R. Y.) **11**: 5114.
 HEFLIN **2**: 323, 324, 328.
 HEGEL **3**: 1643.
 HEGLER (A.) **8**: 3669.
 HEILBORN (P.) **4**: 2116.
 HEIM (R.) **12**: 5436.
 HELD (H. J.) **4**: 1939, 2068, 2167. **5**: 2661.
 HELIARD (M.) **9**: 4191.
 HELLBERG **3**: 1372.
 HELLMAN (F. S.) **8**: 3527-3528. **9**: 4007. **10**: 4419. **11**: 4836. **12**: 5200.
 HEMMER GUDME (P. de) **8**: 3906.
 HENDERSON (A.) **6**: 2723, 2727, 2729, 2732-2734, 2736, 2737, 2738 *bis*, 2903, 2956. **7**: 3181, 3182, 3185-3191, 3306-3307, 3372-3373. **8**: 3587, 3907. **11**: 5183.
 HENKEL (H.) **12**: 5469 *a*.
 HENKIN (A.) **12**: 5675.
 HENNESSY (J.) **8**: 3815.
 HENRY (Noël) **4**: 1991.
 HENSE (A.) **8**: 3608.
 HEPBURN (W.) **7**: 3523.
 HERBERT (S.) **9**: 4295.
 HERBST **12**: 5293.
 HERGEL (H.) **7**: 3401.
 HERMANN-OTAVSKÝ **11**: 4941.
 HERRE (P.) **2**: 1037.
 HERSHEY (A. E.) **2**: 865.
 HERSHEY (A. S.) **4**: 1857, 2124. **5**: 2526.
 HERTZOG (J. B. M.) **6**: 2691.
 HERVEY (J. G.) **8**: 3943.
 HESSE (F.) **3**: 1460, 1461.
 HESSLÉN (G.) **12**: 5566.
 HETTE (J. Gr. P.) **11**: 5099.
 HEYDTE (F. A. von der) **10**: 4470.
 HEYKING (A. de) **3**: 1847. **4**: 2256.
 HEYL (F. W.) **6**: 2881.
 HEYMAN (H.) **4**: 1909.
 HEYNE (F.) **12**: 5724.
 HIGGINS (A. P.) **2**: 946. **4**: 2246. **5**: 2496. **6**: 3118.
 HITONEN (E.) **5**: 2492.
 HILL (D. H.) **3**: 1779.
 HILL (D. J.) **2**: 173, 272, 1046, 1171, 1172, 1244, 1245. **3**: 1505, 1583.
 HILL (J. Ph.) **3**: 1351.
 HILL (M. J.) **6**: 2808.
 HILL (N. L.) **6**: 3119. **8**: 3588, 3621, 3863. **10**: 4453. **11**: 4909, 5015.
 HINCKLEY (F. E.) **3**: 1387.
 HINDMARSCH (A. E.) **10**: 4785.
 HIRSCH (K.) **9**: 4063.
 HIS (E.) **4**: 2237, 2246.
 HITCHCOCK (G. M.) **2**: 73. **3**: 1555.
 HJELLE (L.) **10**: 4636.
 HOBSON (J. A.) **2**: 1001.
 HOBZA (A.) **4**: 1914. **8**: 3552.
 HODGES (Ch.) **3**: 1667. **5**: 2320. **8**: 3898.
 HOEK (K. van) **11**: 4901.
 HOFFER (H. P.) **7**: 3335.
 HOFFMANN (C. E.) **11**: 4875.
 HOFFMANN (K.) **3**: 1468.
 HOFFMANN (P.) **8**: 3726.
 HOFMANN (D. J.) **12**: 5359.
 HOLD-FERNECK (A.) **8**: 3872.
 HOLDSWORTH (W.) **12**: 5722.
 HOLLAND (H. E.) **6**: 2754.
 HOLLAND (Th. E.) **10**: 4753.
 HOLLIS (W.) **11**: 4965.
 HOLM (S.) **12**: 5567.
 HOLMBÄCK (A.) **6**: 2882, 2883.
 HOLSTEIN **2**: 260, 261.
 HOLT (H.) **11**: 5148. **12**: 5700.
 HOLZAMANN (H.) **8**: 3688.
 HONINCHUN (T. M. A. d'—) **12**: 5535.
 HOOPER (Ch. A.) **7**: 3321.
 HOOPER (F. H.) **11**: 5046.
 HOOVER (H.) **2**: 1116, 1149, 1152, 1158. **5**: 2614. **6**: 3040, 3065, 3074, 3080, 3094. **7**: 3512. **8**: 3921, 3937.
 HOPKINSON (A.) **4**: 2237.
 HORA (V.) **10**: 4454.
 HORAK (A.) **10**: 4569.
 HÖRTER (R.) **9**: 4128.
 HORVATH (J.) **4**: 2080.
 HOSTIE (J.) **5**: 2527. **9**: 4306. **10**: 4557, 4558. **12**: 5622.
 HOUDEK (F.) **10**: 4570.
 HOUSE **2**: 73. **4**: 1860. **5**: 2279, 2280.
 HOUSE (E. M.) **2**: 1158. **6**: 3020.
 HOUSTON (H. S.) **2**: 419.
 HOWALD (O.) **12**: 5484.
 HOWALDT (H.) **3**: 1442.
 HOWARD (E.) **2**: 844.
 HOWARD-BURY **7**: 3187.
 HOWARD-ELLIS (C.) **5**: 2477.
 HOWLAND (Ch. P.) **5**: 2586. **6**: 3016. **9**: 4333-4334.
 HÖIJER (O.) **2**: 920, 988. **4**: 2143. **6**: 2869, 2993. **7**: 3261.
 HOYLE (J. M.) **7**: 3507.
 HSIA (CH'1-FENG) **10**: 4711.
 HSIA (Chu) **9**: 4270.
 HSIANG (L. R.) **12**: 5688.
 HSIAO (CHIN-FANG) **9**: 4038-4039.
 HU (YU-CHIH) **10**: 4677.

- HUBER (M.) **2**: 849, 850, 851. **3**: 1654.
4: 1897, 1914, 2071, 2125. **6**: 2822,
 2826 *bis*, 2983. **8**: 3634. **10**: 4441. **11**:
 4893-4894, 4898-4900, 4916. **12**: 5259,
 5350, 5380.
- HUBERT (L. L.) **4**: 1992. **6**: 2870.
- HUDSON (M. O.) **2**: 636, 660, 661, 676,
 679, 686, 687, 694, 695, 698, 704,
 711, 712, 714, 731, 732-734, 740, 789,
 790, 826-828, 911, 1079, 1085, 1091-
 1093, 1117-1123, 1143, 1163, 1174-
 1176, 1200-1203, 1220, 1223, 1246,
 1247, 1291. **3**: 1474, 1480, 1536, 1780,
 1781. **4**: 2026, 2027, 2049, 2144, 2178.
5: 2394, 2407-2409, 2459, 2488, 2587.
6: 2799, 2884-2886, 2924, 2972. **7**:
 3152, 3153, 3230-3234, 3250, 3258,
 3309-3311, 3393, 3402, 3435. **8**: 3556,
 3595, 3694, 3727, 3728, 3792, 3793,
 3816, 3817, 3831, 3832, 3864, 3908,
 3931. **9**: 4017, 4210, 4253, 4260, 4261,
 4346, 4357-4360, 4398. **10**: 4439, 4455,
 4559, 4607, 4637, 4678, 4702, 4761,
 4796, 4805, 4806. **11**: 4943, 4966-4967,
 5041, 5046-5048, 5086, 5102, 5126,
 5127, 5149-5152, 5174. **12**: 5213, 5326-
 5328, 5371, 5535, 5538, 5539, 5542,
 5543, 5663, 5684.
- HUGHES (C. E.) **2**: 844, 1052, 1105,
 1124-1126, 1143, 1149, 1152, 1158. **3**:
 1521, 1522, 1556, 1716, 1729, 1739, 1782.
4: 2130, 2197. **5**: 2303-2311, 2588,
 2589, 2615. **6**: 2772, 2774, 2779, 2785,
 2925-2927, 3043. **7**: 3251, 3403. **8**: 3596.
- HUGHES (W. M.) **3**: 1328.
- HUGUENIN (H.) **9**: 4166.
- HULL (W. E.) **3**: 1349.
- HULL (W. I.) **2**: 57, 1177. **3**: 1730. **4**:
 1850, 1853.
- HURST (C. J. B.) **2**: 73, 898. **4**: 1860.
5: 2279. **6**: 2778, 2837, 2908, 2956.
8: 3634, 3667, 3818. **9**: 4090. **10**: 4439,
 4504, 4793. **11**: 4886. **12**: 5293, 5294,
 5300 *a*, 5303.
- HUTCHESON (A. E.) **11**: 5049.
- HUTCHINSON (R.) **2**: 622.
- HYDE (Ch. Ch.) **2**: 936. **5**: 2308. **6**: 2779,
 2800. **10**: 4625, 4638, 4639. **12**: 5460.
- HYDE (H. E.) **7**: 3472.
- I. (V. R.) **11**: 4920.
- ICHIMATA (M.) **10**: 4766.
- IHLEN **10**: 4635, 4651.
- IMBERG (K. E.) **4**: 2069. **8**: 3833. **12**:
 5544.
- IMPERIALI **2**: 526, 527, 530, 531. **12**: 5586.
- IMPEY (L.) **4**: 2020.
- INNES (K. E.) **6**: 2907. **9**: 4316.
- « INNOXIUS » **6**: 3044.
- IRFAN Bey **10**: 4582.
- IRK (A.) **4**: 2088, 2117, 2126. **10**: 4737.
- IRVINGTON (N. J.) **9**: 4382.
- IRWIN (W. H.) **3**: 1710.
- ISHII (K.) **12**: 5668.
- ITO (N.) **8**: 3998.
- IWATA (K.) **2**: 791.
- IZUMI (T.) **4**: 2081, 2118. **12**: 5606.
- JACOB-LODER (J. M. 's-) **12**: 5300 *a*.
- JACOBS (S.) **2**: 256. **3**: 1334, 1336.
- JACKSON (J.) **9**: 4283. **10**: 4724. **11**:
 5061.
- JACKSON (S.) **10**: 4754.
- JACOBY (SIDNEY B.) **12**: 5352, 5363.
- JACQUES-LOURBET **9**: 4327.
- JÄCK (E.) **6**: 2669. **9**: 4280. **12**: 5260.
- JAGOW (K.) **2**: 1037.
- JAHRRREISZ (H.) **8**: 3697.
- JAKABFFY (I.) **12**: 5438.
- JAMES (E. L.) **8**: 3934.
- JANASZ (G. de) **10**: 4426, 4444. **11**: 5050.
- JANULAITIS (A.) **7**: 3445.
- JÁRMAI (G.) **10**: 4594.
- JAŠČENKA (A.) **7**: 3445.
- JASPAR **2**: 241, 246.
- JEANNERET (J. S.) **12**: 5662.
- JELF (E. A.) **2**: 1006.
- JELLINEK (G.) **2**: 1036.
- JEN (Ch.) **12**: 5647.
- JENKINS (E. A.) **11**: 5183.
- JENKINS (Th.) **8**: 3983.
- JENKS (E.) **8**: 3591.
- JESSUP (Ph. C.) **3**: 1783. **4**: 2208. **5**:
 2432, 2567, 2616. **6**: 2681, 2773, 3045-
 3047, 3081. **7**: 3508, 3509. **8**: 3729, 3935,
 3944, 3945, 3958, 3984. **9**: 4262, 4369.
11: 5153. **12**: 5424, 5689.
- JÈZE (G.) **3**: 1404. **4**: 2246. **7**: 3333.
- JOACHIM (V.) **6**: 2839 *bis*.
- JOEKES (A. M.) **2**: 385, 629.
- JOERNS (G.) **2**: 1249.
- JOHNSEN (J. E.) **2**: 769. **3**: 1506.
- JOHNSON **2**: 323, 327. **8**: 3981. **11**: 4850,
 4853, 4854, 4860, 4861, 4864, 4865,
 4866.
- JOHNSON (A.) **10**: 4702. **12**: 5673.
- JOHNSON (C. O.) **12**: 5706.
- JOHNSON (H.) **2**: 1127. **9**: 4349, 4351.
- JOHNSON (H. W.) **7**: 3489. **8**: 3936, 3946.
- JOHNSON (L. J.) **8**: 3829.
- JOHNSON (T.) **3**: 1366.
- JOHNSON (W. F.) **2**: 1128.
- JOHNSTON (W. H.) **9**: 4292.
- JOKL (M.) **12**: 5415.
- JONES **8**: 3718.
- JONES (F. L.) **2**: 1204.
- JONES (R.) **4**: 2092.
- JONES (R. L.) **10**: 4797.
- JONG VAN BEEK EN DONK (B. de) **2**:
 428. **4**: 2289. **6**: 2871, 3135.

- JORDAN (C.) **6**: 2781, 3134.
 JORSTAD (J.) **8**: 3909. **12**: 5470, 5545-5547.
 JOUHAUX **10**: 4542, 4543.
 JOUVENEL (H. de) **3**: 1537. **6**: 3135. **8**: 3573.
 JOUVET (R.) **11**: 5021.
 JOVANOVIC (J.) **8**: 3674.
 JOXE (L.) **7**: 3336, 3404. **8**: 3730, 3770. **9**: 4192.
 JUDET (E.) **8**: 3698.
 JULLIOT DE LA MORANDIÈRE (Léon) **3**: 1415.
 JUNCKERSTORFF (K.) **6**: 2847. **7**: 3534.
- KAASIK (N.) 9**: 4126.
KAESTNER (P. J.) 2: 663.
KAHN (H.) 3: 1587.
KAISER 6: 2705.
KALBERLAH 10: 4471.
KALIJARVI (Th.) 2: 657.
KALLAB (J.) 3: 1830. **10**: 4738.
KANE (A. E.) 12: 5360.
KARNEBEEK (H. A. van) 2: 113, 381, 385, 387. **12**: 5297.
KASAMA (A.) 5: 2395.
KASTL (L.) 7: 3531.
KATZ (E.) 2: 99.
KAUFFMANN (S.) 9: 4064.
KAUFMANN 2: 566, 567.
KAUFMANN (E.) 2: 666. **4**: 2238. **9**: 4328.
KAUFMANN (P.) 3: 1674.
KAVOLIS (M.) 9: 4238.
KEAN 9: 4385.
KEEN (F. N.) 2: 793, 820, 889, 996, 8: 3910. **11**: 5058.
KEETON (G. W.) 5: 2401.
KEITH (A. B.) 2: 718. **5**: 2511. **6**: 3121. **9**: 4394. **11**: 5184. **12**: 5710.
KELCHNER (W. H.) 8: 3841.
KELLER (von) 10: 4521, 4522.
KELLOGG (F. B.) 2: 844, 1228, 1258. **3**: 1737. **5**: 2568, 2590, 2612, 2635, 2637, 2638, 2642. **6**: 3082. **7**: 3259, 3405. **8**: 3609, 3613, 3634, 3922. **9**: 4090. **11**: 4901. **12**: 5310, 5314-5321, 5324-5325, 5559.
KELLOR (F.) 2: 980, 1078, 1080.
KELLY (M. C.) 2: 1205.
KELSEN (H.) 9: 4307. **10**: 4477, 4703.
KEMIL Bey: see **CEMIL Bey**.
KEMPF (J.) 3: 1655.
KEN (T. R.) 12: 5690.
KENWORTHY (J. M.) 2: 623. **6**: 2738 *bis*.
KERSHAW (R. N.) 5: 2488.
KERTÉSZ (I.) 10: 4446, 4696.
KESJAKOV (B.) 4: 2170.
KESSIAKOFF (V.) 7: 3466.
KEYES (F. P.) 5: 2618.
KIBUCHI (I.) 2: 1129.
- KIDD (G.) 11**: 5059. **12**: 5577.
KIERSKI (K.) 9: 4399.
KIKUCHI (Y.) 4: 2190.
KING 2: 277, 279, 280, 283, 325. **4**: 1883. **9**: 4386. **11**: 4855, 4863.
KING (M.) 3: 1334. **5**: 2293.
KING (W. L. MACKENZIE) 6: 2701, 2702, 2705-2707.
KING-HALL (St.) 9: 4283. **10**: 4724. **11**: 5061. **12**: 5679.
KINGSBURY (H. T.) 8: 3944.
KIPPES (J.) 6: 2836.
KIRCHHOFF (H.) 8: 3911.
KIRK (W. W. van) 6: 3018.
KIRKPATRICK (H. P.) 12: 5578.
KITCHELT (F. L.) 8: 3948.
KLEIN (P.) 2: 669. **8**: 3686.
KLEINTJES (Ph.) 12: 5623.
KLEYNTJES (J.) 7: 3415.
KLINGHARDT (K.) 3: 1462, 1463.
KLÜPFEL (J.) 7: 3337.
KLUIC (S.) 8: 3673.
KLUYVER (C. A.) 2: 174, 870. **3**: 1784. **5**: 2333. **9**: 4301. **10**: 4807. **12**: 5595.
KNIGHT 6: 2738 *bis*.
KNOLL (G.) 8: 3546.
KNORR (W.) 2: 852.
KNOX (P. C.) 2: 5.
KNUBBEN (R.) 5: 2405.
KOEHLER (L. von) 8: 3669.
KOHDE (O. H.) 3: 1406.
KOHN (F. G.) 3: 1588.
KONSUL 2: 710.
KONYA (E.) 11: 5087.
KOPELMANAS (L.) 12: 5372.
KOROWICZ (M. S.) 9: 4049, 4159. **12**: 5476.
KOSTERS (J.) 6: 2801. **10**: 4464. **12**: 5298, 5299, 5300 *a*.
KOUDELKA (J.) 10: 4772.
KRAGH 2: 261 *a*.
KRAUS (H.) 2: 669. **3**: 1785, 1844. **5**: 2331. **6**: 3131. **8**: 3686, 3901. **10**: 4469.
KRĚMAR (J.) 4: 1968.
KRIEG (F.) 4: 2016. **6**: 2844, 2845.
KRIGE (C. J.) 6: 2691.
KROELL (J.) 9: 4050. **10**: 4456.
KUČERA (B.) 7: 3381, 3535. **9**: 4018-4019, 4298-4299, 4330, 4337. **10**: 4425. **11**: 4968, 5103, 5128. **12**: 5416, 5417, 5573, 5669.
KÜNTZEL (W.) 12: 5373.
KUHN (A. K.) 4: 2015. **6**: 2873. **7**: 3316. **9**: 4160, 4167, 4400. **10**: 4584.
KULSKI (L.) 4: 2152.
KUNCKEL (E. E.) 9: 4410.
KUNSTENAAR (J.) 9: 4281.
KUNZ (J. L.) 3: 1422, 1479. **4**: 2239. **6**: 2975. **7**: 3357. **8**: 3732, 3733.

- KURZ (N.) 9: 4294.
 KUTTIG (E.) 2: 927. 7: 3431.
- L. (R.) 11: 5013. 12: 5472.
 LABARTHE (J.) 9: 4290.
 LACOUR-GAYET (J.) 4: 2158.
 LADAS (S. P.) 8: 3676.
 LA FOLLETTE 2: 325. 11: 4870.
 LA FONTAINE (H.) 2: 20, 48, III, 112, 241, 246. 4: 2246. 12: 5292.
 LAGEMANS (E. G.) 2: 221.
 LAIDONER 2: 605, 606.
 LAKATOS (J.) 11: 4879.
 LAKE 9: 4383.
 LAMB (B. P.) 7: 3490.
 LAMBEL (R.) 9: 4175.
 LAMBERT (E.) 3: 1604, 1620.
 LAMEIRE (J.) 7: 3338.
 LAMINGTON 2: 622.
 LAMMASCH (H.) 2: 56, 63.
 LAMY (P.) 3: 1815.
 LANGDON (W. R.) 12: 5668.
 LANGE (Chr. L.) 2: I (n.), 10, 34. 4: 2159. 12: 5261.
 LANGER (W. L.) 9: 4006.
 LANGERMAN (F. E.) 9: 4415.
 LANSCHOT (van) 9: 4071.
 LANUX (P. de) 11: 5155.
 LAPE (E. E.) 2: 1049. 3: 1786. 4: 2199. 6: 3049. 8: 3912.
 LAPIE (P. O.) 12: 5716.
 LAPOINTE (E.) 5: 2295. 6: 2705, 2706.
 LA PRADELLE (A. de Geouffre de) 2: 175, 176, 644, 794. 3: 1625, 1632, 1642. 4: 1860, 1900, 1912, 1915, 1950, 1994, 1995, 2162, 2237. 5: 2375, 2447, 2591. 6: 2684, 2686, 2687, 2782, 2804, 2831, 2846, 2862, 2932, 2984, 3001, 3057. 7: 3262, 3292, 3294, 3438, 3453. 8: 3618, 3637, 3642, 3651, 3755, 3827, 3895, 3995. 9: 4043, 4091, 4092, 4302. 10: 4465, 4510, 4557, 4563, 4769. 11: 4923, 4948, 4992, 5002, 5016, 5107, 5187-5190. 12: 5247, 5248, 5408, 5425, 5435, 5457, 5630, 5712, 5715, 5717.
 LAPRADELLE (Paul de) 5: 2497.
 LARNAUDE (F.) 2: 871. 3: 1577. 4: 1860.
 LA ROCHEBROCHARD (G. de) 10: 4595.
 LASALA LIANAS (M. de) 2: 829.
 LAS CASES (De) 2: 345, 346.
 LASKI (H. J.) 2: 1040. 5: 2491. 10: 4779.
 LATANÉ (J. H.) 8: 3544. 11: 5129.
 LA TERZA (P.) 3: 1633.
 LATEY (W.) 2: 177, 178, 645, 795.
 LATHAM (J. G.) 5: 2291.
 LAUR (E.) 12: 5484.
 LAUTERPACHT (H.) 3: 1636. 6: 2837, 3002, 3122. 7: 3154, 3260. 8: 3667, 3884. 9: 4123. 10: 4559 a, 4755. 11: 4969, 5003. 12: 5405, 5406, 5455, 5626.
- LAUZANNE (S.) 2: 890. 7: 3456.
 LAVAL 12: 5711.
 LAVÍN (P. F.) 10: 4440.
 LAWRENCE (T. J.) 2: 947. 3: 1692.
 LAYTON (W.) 9: 4416.
 LEARNED (H. B.) 5: 2591. 6: 3032.
 LEBLANC (J.) 4: 2107.
 LECHARTIER (G.) 2: 1251, 1252.
 LEDERMANN (W.) 11: 4910.
 LEEEMANS (V.) 8: 3735.
 LE FUR (L.) 3: 1415, 1464. 4: 1874, 1914, 2028, 2127, 2240, 2246. 5: 2375, 6: 3003. 7: 3446. 8: 3699, 3819. 9: 4289, 4314. 10: 4464, 4764. 11: 5062, 5090, 5186. 12: 5374.
 LEGGETT 10: 4542, 4543.
 LEHMAN (I.) 8: 3556.
 LEISEN (H. van) 12: 5574.
 LEISEWITZ (G.) 10: 4621.
 LEMANSKY (J.) 8: 3820. 10: 4823.
 LEMIEUX (R.) 2: 256. 3: 1334, 1336.
 LEMON (M.) 8: 3556.
 LÉMONON (E.) 2: 796.
 LENARD (A.) 4: 2246.
 LENROOT 2: 278, 311, 313, 314, 323, 324, 325, 1214. 4: 2130.
 LEROY (M.) 8: 3855.
 LESCA (Ch.) 12: 5374.
 LESSING (H. W.) 8: 3668.
 LEVERMORE (Ch. H.) 2: 877, 878, 891, 899, 1178.
 LEVINSON (S. O.) 2: 1253. 6: 3052, 3053. 11: 5156.
 LÉVIS-MIREPOIX (E. de) 10: 4576.
 LEVITT (A.) 5: 2653.
 LEVY (E.) 5: 2448.
 LEVY (R.) 10: 4656. 12: 5461, 5473.
 LÉVY-ULLMANN (H.) 11: 4983.
 LEWENHAUPT (S.) 8: 3554, 3599.
 LEWINSKY (H.) 4: 1974.
 LEWIS (D. J.) 4: 1882. 10: 4792, 4809. 11: 4846, 4855, 4864, 4866.
 LEYRAT (P. de) 6: 2984.
 LHOMME (J.) 8: 3736.
 L'HUILLIER (J.) 11: 4982, 5022.
 LI (Tzu SHAU) 9: 4040.
 LIAS (A. G.) 6: 2929.
 LIBBY (F. J.) 2: 1206. 3: 1678, 1740. 4: 2180. 7: 3510. 8: 3914. 11: 5157.
 LIEN (A. J.) 3: 1787.
 LIENAU (R.) 9: 4060.
 LIEPMANN (M.) 2: 1288.
 LIMBURG (J.) 4: 1891, 2237, 2246. 5: 2338. 10: 4770. 12: 5214, 5262, 5659.
 LIN (HSI-CHIEN) 9: 4240.
 LINDLEY (M. F.) 2: 964.
 LINDSAY (R.) 2: 626.
 LINDSEY (E. S.) 8: 3794.
 LING (H. N.) 12: 5548.
 LINGEMANN (H.) 9: 4234.

- LINTHICUM (J. Ch.) **9**: 4362-4363.
LIPPMANN (W.) **2**: 1254. **11**: 5158-5159.
LISZT (F. von) **2**: 954. **6**: 2976.
LITVINOFF **12**: 5498-5499.
LIU (S. H.) **12**: 5691.
LLOYD GEORGE (D.) **6**: 2738 *bis*.
LOCKER-LAMPSON (G.) **3**: 1363, 1435.
4: 1889. **6**: 2728, 2732, 2733, 2737,
2738 *bis*.
LODER (B. C. J.) **2**: 53, 55, 180, 181,
182, 183, 184, 425, 426, 427, 830,
831, 995, 996. **4**: 1946, 2076. **5**: 2316
2320 *a*. **6**: 2780, 2826, 2985, 3123, 3131.
7: 3236. **8**: 3834. **10**: 4704, 4809 *a*.
11: 4897. **12**: 5292, 5295-5302.
LODGE (H. C.) **2**: 271, 273, 281, 1084,
1105, 1178, 1180, 1181. **3**: 1709.
LÖFGREN (E.) **3**: 1677.
LÖKEN (H.) **2**: 45.
LÆNING (O.) **2**: 705, 706. **3**: 1457.
LÆWENFELD (E.) **2**: 853, 921. **3**: 1542.
LOGAN **11**: 4855, 4857, 4861, 4865, 4866.
LOHMAN (DE SAVORNIN) **9**: 4071.
LOISEAU (Ch.) **9**: 4168, 4169.
LONERGAN (A.) **11**: 4859.
LONG **11**: 4853, 4854, 4855, 4865, 4866.
LORCH (F. B.) **10**: 4775.
LORENZ (H.) **6**: 2930.
LOTHIAN (Marquess of) **11**: 4877.
LOTSCHERT (H.) **7**: 3430.
LOUCHEUR **2**: 73.
LOUDON **2**: 546, 547, 548, 549.
LOUTER (J. de) **3**: 1836. **8**: 3738.
LOWELL (A. L.) **2**: 1085. **3**: 1692. **4**:
1855.
LUBOMIRSKI (S.) **5**: 2399. **3**: 3550. **9**:
4146.
LUGARD **6**: 2956.
LUNDSTEDT (A. V.) **2**: 1051.
LUNDSTEDT (A. W.) **4**: 2104.
LUNG (C. Y.) **12**: 5692.
LUNT (A. E.) **3**: 1681.
LUSENA (A.) **9**: 4145.
LYNCH (F.) **2**: 1085.
LYON-CAEN (Ch.) **2**: 108. **4**: 2246.
LYRA (H.) **6**: 2994.
LYSEN (A.) **3**: 1605. **5**: 2545 *a*. **6**: 2666,
3023. **8**: 3835. **11**: 4932.
M. (J. B.) **10**: 4560.
M. (J. E. G. de) **2**: 1274.
MA (CHIH-CHEN) **9**: 4239. **12**: 5648.
MAASS (W.) **7**: 3320.
MACARTNEY (C. A.) **4**: 2186.
MACCOBY (S.) **4**: 2164.
MACDONALD (J. G.) **2**: 1182, 1256. **3**:
1788. **5**: 2569.
MACDONALD (J. R.) **2**: 623. **5**: 2648.
6: 2728, 2735, 2738 *bis*. **7**: 3180.
MACDONALD (R.) **2**: 1255. **4**: 1889.
MACDONOGH (G.) **7**: 3483.
MACELROY (R.) **3**: 1684, 1789.
MACFADDEN (L. T.) **6**: 2933.
MACFARLAND (H. B. F.) **2**: 30.
MACGILLIGAN (P.) **6**: 2749.
MACGREGOR **2**: 296, 297, 300.
MACGUIRE (O. R.) **3**: 1682.
MACKELLAR **2**: 327.
MACKENZIE (D. D.) **2**: 256. **3**: 1336,
1337.
MACKENZIE (N.) **10**: 4683.
MACKINLEY **2**: 323. **3**: 1346.
MACLEAN **2**: 1214.
MACMULLEN (L. W.) **7**: 3467.
MACMURRAY (O. K.) **8**: 3556. **11**: 4967.
MACNAIR (A. D.) **3**: 1403, 1631. **5**: 2498.
6: 2837. **11**: 4974.
MACNAIR (H. F.) **2**: 1131. **8**: 3667, 3900.
MACNARY **8**: 3946.
MACNEILL **2**: 534.
MACPHAIL (A. C.) **6**: 2702.
MADARIAGA (S. de) **5**: 2549. **12**: 5486-
5493, 5498-5499, 5594.
MAGALHAES (B. de) **4**: 2246.
MAGNUS (J.) **6**: 2930.
MAGRUDER (F. A.) **11**: 5115.
MAGYARY (G. von) **2**: 854, 879. **3**: 1513.
4: 2077, 2241. **7**: 3261, 3262. **10**:
4684, 4685, 4714, 4833.
MAHAIM (E.) **2**: 631. **12**: 5329, 5456,
5604, 5622.
MAHMUT ESAT **7**: 3442.
MAIM (N.) **8**: 3856.
MAITER (D.) **7**: 3298.
MAKOWSKI (J.) **4**: 2119, 2160, 2161.
8: 3885. **9**: 4051, 4129, 4300, 4412.
MAKTOS (T. J.) **7**: 3435.
MALAUZAT (A.) **2**: 33.
MALCOLM (Neil L.) **2**: 1022. **8**: 3918.
MALEZIEUX DU HAMEL (A. de) **9**: 4284.
MALLO (J.) **8**: 3996.
MANDELSLOH (ASCHE von) **10**: 4443.
MANDELSTAM (A. N.) **2**: 1298. **4**: 2089.
5: 2375. **7**: 3536. **11**: 5110, 5111.
MANDER **6**: 2722, 2731, 2736. **7**: 3180-
3182, 3184-3186, 3188-3190. **8**: 3579,
3580, 3581. **9**: 4031. **12**: 5231, 5234.
MANDERE (H. Ch. G. J. van der) **2**:
100, 646, 658, 678, 763, 797. **7**: 3418.
12: 5583.
MANN (E. A.) **5**: 2292.
MANNING (C. A. W.) **7**: 3437. **9**: 4152,
4392.
MANOLACHE (C.) **11**: 5087.
MANTÉCON (J. M.) **7**: 3457.
MANTON (M. T.) **2**: 1183.
MANTOUX (P.) **2**: 900. **11**: 5114.
MARBURG (E.) **3**: 1471. **4**: 2128, 2242.
MARBURG (Th.) **2**: 39, 106. **3**: 1790.
8: 3544.

- MARCHANT **6**: 2756.
 MARÈS (A.) **2**: 979.
 MARIOTTE (P.) **2**: 922. **4**: 2209. **7**: 3492.
 MARKOVITCH (L. J.) **9**: 4052.
 MARKS VON WÜRTEMBERG (E.) **3**: 1558.
12: 5607, 5642.
 MARKUS **2**: 616.
 MARQUIS (H.) **3**: 1620.
 MARTENS (G. F. de) **2**: 8, 16, 218, 435.
4: 1916. **6**: 2788.
 MARTIN (C. E.) **11**: 5130.
 MARTIN (Ch. E.) **4**: 2070, 2200. **8**: 3978.
 MARTIN (F.) **10**: 4798.
 MARTIN (G. C.) **6**: 2931.
 MARTIN (P. E.) **12**: 5485.
 MARTÍN (W.) **6**: 2961. **7**: 3339. **10**: 4608.
 MARTINEZ FRAGA (P.) **5**: 2317.
 MAS (F.) **5**: 2383.
 MASON (J. B.) **9**: 4158.
 MASSART (E.) **6**: 2951. **7**: 3351. **8**: 3695.
 MASSIGLI **9**: 4117, 4118. **11**: 4887-4888.
12: 5498, 5499.
 MATHEWS (J. M.) **5**: 2592.
 MATHEWS (R. E.) **8**: 3739.
 MATSUBARA (K.) **3**: 1816. **4**: 2120.
 MATSUSHITA (M.) **6**: 2952.
 MAURER **8**: 3656, 3657.
 MAURRAS (Ch.) **4**: 2000.
 MAVAUT **10**: 4542, 4543.
 MAZURIER **2**: 538, 539, 540.
 MEAD (E. D.) **3**: 1791. **7**: 3493.
 MÉGEVAND (G.) **12**: 5480.
 MEIER-BENNECKENSTEIN (P.) **11**: 5079.
 MEIEROVICS **2**: 548, 549.
 MEITANI (G.) **9**: 4301.
 MELLO-FRANCO **2**: 554, 555, 566, 567,
 574-577.
 MENDELS **9**: 4071.
 MENDELSSOHN-BARTHOLDY (A.) **6**: 2874.
 MENEMENLIZADE ETEM **12**: 5608.
 MENGELE (F.) **4**: 2094. **10**: 4715.
 MENTHON (F. de) **3**: 1664.
 MERCIER (A.) **6**: 3131.
 MERIGGI (L.) **6**: 2802. **11**: 4921.
 MERMILOD **9**: 4164.
 MERTENS **10**: 4540-4543.
 MERVE (N. J. van der) **6**: 2691.
 MESBAH ZADEH (M.) **12**: 5596.
 METCALF (J. H.) **2**: 315, 316. **6**: 3084.
 MEULEMANS (J.) **8**: 3650.
 MEULEN (J. ter) **2**: 1 (note). **5**: 2271,
 2274, 2277 (note). **6**: 2666. **12**: 5263.
 MEURS (H. J. van) **6**: 2953.
 MEURS (J. H. van) **6**: 2953.
 MEUVRET (J.) **12**: 5439.
 MEYER (C. L. W.) **3**: 1665. **7**: 3494. **8**:
 3635. **9**: 4263. **11**: 4961.
 MICHELIS **10**: 4540, 4541.
 MICHENER (E.) **6**: 2703.
 MIDDLETON (Earl of) **7**: 3195.
 MIKOFF **9**: 4117, 4118.
 MIKUSZEWSKI (W.) **12**: 5361.
 MILENKOVITCH (V. M.) **3**: 1675.
 MILHOLLAND (V.) **3**: 1742, 1792.
 MILITICH (M.) **5**: 2487. **6**: 2954.
 MILLER **2**: 73.
 MILLER (D. H.) **2**: 1020, 1132. **3**: 1793.
4: 1860. **5**: 2279.
 MILLER (R. W.) **10**: 4697.
 MILLIOT (L.) **7**: 3319.
 MILLIS **2**: 1214.
 MILLS (O. L.) **2**: 1133, 1143, 1185.
 « MINIMUS » **8**: 3740.
 MIRAL (D.) **6**: 2976.
 MIRKINE-GUETZÉVITCH (B.) **8**: 3741.
10: 4622. **11**: 4983.
 MIRKOVITCH (L.) **4**: 1972.
 MIROLUB **5**: 2399.
 MITCHELL-THOMPSON (W.) **6**: 2725, 2732.
 MOCH (M.) **9**: 4411.
 MÖLLER (A.) **2**: 955. **8**: 3865, 3866. **10**:
 4756. **11**: 5097.
 MOELWYN-HUGHES (R.) **3**: 1635.
 MOHARRAM (M.) **5**: 2433.
 MOLARES (J. QUERO) **10**: 4735.
 MOLENGRAAFF (W. L. P. A.) **2**: 798.
 MOLONY (W. O'SULLIVAN) **11**: 5191.
 MOLOFF **7**: 3304, 3305.
 MOLTESEN **2**: 260-262.
 MOLTKE **2**: 262, 263.
 MONTMORENCY (J. E. G. de) **4**: 2246.
 MOON (P. T.) **3**: 1402, 1451, 1794.
 MOORE **2**: 294, 314.
 MOORE (J. B.) **2**: 799, 800, 801, 834,
 948, 1152. **3**: 1387, 1524. **4**: 1901,
 1946. **5**: 2298-2303, 2443, 2445. **6**:
 2823, 2826, 3106. **8**: 3800.
 MOORE (R. W.) **3**: 1354.
 MORAWSKI **2**: 576, 577.
 MORELLET (J.) **2**: 140, 1134. **3**: 1481,
 1482. **6**: 2932.
 MORELLI (G.) **8**: 3610.
 MORENO (E. G.) **7**: 3419.
 MOREUX (R.) **4**: 2001.
 MOREY (W. C.) **2**: 1046.
 MORGAN (C. C.) **3**: 1593.
 MORGAN (L. P.) **12**: 5693.
 MORGAN (R.) **8**: 3821.
 MORGENTHAU (H.) **5**: 2460.
 MORI (T.) **2**: 1002.
 MORIN-PONS (F.) **8**: 3703.
 MORINAUD **2**: 537, 537 a.
 MORISHIMA (M.) **4**: 2191.
 MORLEY (F.) **7**: 3340. **9**: 4285.
 MORPHY **3**: 1336.
 MORRISON (C. C.) **4**: 2179. **5**: 2570.
 MORTON (Ch.) **4**: 1922.
 MOSER (ERNÖ) **2**: 361.
 MOSES **2**: 272, 275, 321, 322, 325-329.
1214, 1232. 10: 4800.

- MOSTON (G. E.) **6**: 3085.
 MOTTA **2**: 396-399.
 MOTZA (J.) **11**: 5057.
 MOULLINS (C.) **3**: 1656.
 MOUTET (M.) **3**: 1607.
 MOWAT (R. B.) **9**: 4332.
 MOWER (E. C.) **8**: 3899.
 MOWINCKEL (J. L.) **10**: 4641.
 MÜLLER (A.) **5**: 2479.
 MÜLLER (K. E.) **3**: 1458.
 MÜLLER (P.) **8**: 3837.
 MÜNCH (F.) **8**: 3867.
 MUIR (R.) **4**: 2184.
 MULDER (A.) **2**: 989. **3**: 1630.
 MULDER (A. C. J.) **10**: 4830.
 MULLER (H. M.) **8**: 3795.
 MULLETT (A. J.) **3**: 1331.
 MUNCH (P.) **2**: 260, 261, 262, 901. **7**:
 3412. **12**: 5292.
 MUNIR BEY **2**: 594, 595. **12**: 5330.
 MURRAY (G.) **2**: 889, 1276. **5**: 2546,
 2648. **6**: 2956. **11**: 5072.
 MURRAY (J. E.) **11**: 4869.
 MURRAY (C. de B.) **11**: 5104.
 MUSSO (G. D.) **11**: 5105.
 MUÜLS (F.) **3**: 1408. **7**: 3461. **12**: 5456.
 MYERS (D. P.) **8**: 3877, 3913. **12**: 5584.
 MYERS (W. S.) **3**: 1743. **7**: 3420.

 NAGAOKA (H.) **12**: 5310-5312.
 NAGEL (Ch.) **2**: 778.
 NAGY (I.) **10**: 4739.
 NAMITKIEWICZ (J.) **2**: 735.
 NANSEN (F.) **7**: 3413.
 NASH (Ph. C.) **6**: 3085.
 NASMYTH (G. W.) **2**: 35, 36.
 NATHAN (M.) **2**: 956.
 NATHAN (R.) **8**: 3742.
 NEARING (Scott) **3**: 1568.
 NEGULESCO (D.) **2**: 1043. **3**: 1475. **5**:
 2447, 2619. **6**: 2804, 2826, 2826 *bis*.
7: 3263. **8**: 3634, 3822. **9**: 4401. **10**:
 4504, 4778.
 NELLEN (E.) **5**: 2533.
 NEWFANG (O.) **2**: 1050.
 NEWTON **4**: 1889.
 NIBOYET (J.-P.) **5**: 2390. **6**: 2781, 2846,
 2861, 2932, 3001, 3133. **11**: 5192.
 NICHOLSON **3**: 1336. **9**: 4407.
 NICOLESCO (M.) **6**: 2960.
 NIELSEN (F. K.) **8**: 3878.
 NIEMEYER (H. G.) **8**: 3597.
 NIEMEYER (Th.) **2**: 79. **3**: 1597. **4**: 2246.
 NIKEIUS (J. I. D.) **12**: 5674.
 NIKITOVITCH (T. M.) **4**: 1970.
 NIPPOLD (O.) **4**: 1856, 1857. **10**: 4464.
 NISOT (J.) **4**: 2105.
 NITOBÉ (I.) **2**: 872.
 NOGUEIRA (J.) **4**: 1868, 1869.
 NOLDE (B.) **6**: 3134. **8**: 3743, 3744.

 NORMAN **10**: 4540, 4541.
 NORRIS **4**: 1886. **11**: 4853, 4863, 4864,
 4866, 4873.
 NOVACOVITCH (M.) **8**: 3634, 3672, 3684,
 3689. **12**: 5452.
 NOVKOVIČ (B.) **8**: 3589, 3886. **12**: 5215,
 5625, 5675.
 NURI (Bülent) **10**: 4427.
 NUSSBAUM (A.) **10**: 4585.
 NYE (G. P.) **2**: 293, 326. **6**: 2913, 2937.
9: 4356, 4387.
 NYHOLM (D. G.) **2**: 64, 901. **4**: 1946.
6: 2826, 2826 *bis*. **9**: 3590, 3634.
 NYITRAY (A.) **4**: 2257.

 « O » **6**: 2938. **10**: 4561, 4562. **11**: 4841.
12: 5462.
 OCHOTA (J.) **9**: 4196.
 O'CONNELL (T. J.) **6**: 2749.
 OCTAVIO (R.) **6**: 2967.
 ODA (Y.) **2**: 802, 821. **4**: 2050, 2056.
6: 2823. **7**: 4306.
 OEHLER (H.) **9**: 4170.
 OERI (A.) **6**: 2961.
 OERSTED **10**: 4540, 4541.
 OHLANDER (L. W.) **4**: 2210.
 OHSAWA (A.) **7**: 3317, 3318.
 OHYAMA (U.) **6**: 3054.
 O'KELLY (S. T.) **6**: 2749.
 OLECHOWSKI (G.) **4**: 2051.
 OLIVÁN (LÓPEZ) **10**: 4525.
 OLIVART (R. DE DALMAN Y —) **4**: 2129
 OLIVER (C. R.) **8**: 3971.
 OLIVI (A.) **10**: 4740.
 OLIVI (L.) **10**: 4740.
 O'MAHONEY **11**: 4860.
 ONCKEN (O.) **12**: 5353.
 O'NEILL (James M.) **8**: 3800
 OPPENHEIM (L.) **2**: 934. **3**: 1631. **4**:
 1858. **5**: 2498. **12**: 5626.
 ORTEGA-NUNEZ **2**: 616.
 ORUÉ Y ARREGUI (J. R. de) **2**: 913,
 938 *a*. **3**: 1606, 1637. **8**: 3857. **10**: 4762.
 O'RYAN (J. F.) **8**: 3958. **11**: 4857, 5161.
 OSUSKY (S.) **3**: 1795, 1796.
 OSZVALD (G.) **12**: 5725.
 OTTLIK (G.) **4**: 2091. **5**: 2473. **6**: 2943.
7: 3411. **8**: 3844.
 OUDINOT (M.) **4**: 2258.
 OVERMAN **2**: 318, 319, 326.

 « PACIFICUS » **2**: 880.
 PAGE (K.) **2**: 1047, 1087. **3**: 1680.
 PAGE (W. H.) **12**: 5699.
 PAINE (P. M.) **6**: 3087.
 PALENCIA **10**: 4540, 4541.
 PALLIERI (G. B.) **5**: 2335. **6**: 2998. **8**:
 3601.
 PALLIS (A.) **9**: 4144.

- PALMER (G. E. H.) **11** : 5184.
 PAN (Y. K.) **12** : 5694.
 PANNUZIO (S.) **2** : 873.
 PARK (M. W.) **3** : 1560.
 PARKER (E. B.) **2** : 1187.
 PARMOOR **2** : 570, 571, 574, 575, 622.
 3 : 1364. **4** : 1889. **5** : 2296, 2648. **6** :
 2741, 2742. **7** : 3195.
 PASCHING (W.) **12** : 5375.
 PASQUAZI (I.) **12** : 5627.
 PAUL-BONCOUR (J.) **8** : 3824.
 PEASLEE (A. J.) **3** : 1514. **8** : 3825.
 PELLA (V. V.) **2** : 1285, 1286, 1287. **3** :
 1831. **5** : 2654-2656. **8** : 3996.
 PELTZER **2** : 241, 246.
 PENFIELD (W. S.) **4** : 2201.
 PENG (S.) **12** : 5606.
 PEPPER (G. W.) **2** : 274, 284, 306, 313,
 322, 325, 329, 832, 1105, 1137, 1143,
 1214. **3** : 1525. **6** : 2933, 3056, 3088.
 7 : 3495.
 PERASSI (T.) **2** : 1259. **3** : 1618. **5** : 2493.
 8 : 3611.
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ABBREVIATIONS :

Doc. Documents.
I. L. O. International Labour Organization.
L. N. League of Nations.
Legisl. Legislative.
Offic. Official.
Parliam. Parliamentary.
Publ. Publications.

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- 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 sqq.*, 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.
- 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.
- 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 sqq.*, 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**: 4603-4674. **11**: 5026-5040. **12**: 5502-5562.
- 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.
- 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 sqq.*, 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.
- 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. 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. 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. 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. 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**: 2350, 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 sqq.*, 739. **5**: 2372.
- 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 sqq.*, 739.
- Treaty of Trianon*, Revision of— **9**: 4413.
- 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. See also *Kellogg Pact*.
- United States of America and the Court*, see also *Legisl. instruments of various countries, Parliam. Doc. and Debates, Laws and Decrees of approval and publication*.
- 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.

- 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.
- 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.
- 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**: 5941. **12**: 5533-5535.
- 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.
- Zones of Upper Savoy and the District of Gex*, see *Free zones*.

CHAPTER X.

FIFTH ADDENDUM
TO THE FOURTH EDITION
OF THE COLLECTION OF TEXTS
GOVERNING THE JURISDICTION OF THE COURT ¹.

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 and fourth 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) and in the Eleventh Annual Report (pp. 253-348), give all the information on the subject which had reached the Registry up to June 15th, 1935.

Below is given, in the form of a "fifth addendum", additional information obtained between June 15th, 1935, and June 15th, 1936.

The present Chapter is therefore intended to bring up to date the fourth edition of the *Collection*, supplemented by the tenth chapters of the Eighth, Ninth, Tenth and Eleventh 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 international instruments which have come to the knowledge of

¹ Publications of the Court, Series D., No. 6.

the Registry since the Eleventh 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 of Texts* (see Preface to that publication, p. 11).

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 of Texts. Copies of these reprints can be supplied to persons who possess the fourth edition of the Collection.

¹ See p. 97 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 AND FOURTH
ADDENDA TO THIS EDITION*¹.

3.—PROTOCOL OF SIGNATURE OF THE STATUTE OF THE COURT.
Geneva, December 16th, 1920.

*Signat.*² (cont.): Argentina, Turkey

*Ratif.*³ (cont.): Bolivia July 7th, 1936

6.—PROTOCOL CONCERNING
THE REVISION OF THE STATUTE OF THE COURT.
Geneva, September 14th, 1929.

Signat. (cont.): Argentina

Ratif. (cont.): Peru (not yet deposited)

Entry into force: This Protocol came into force on February 1st, 1936, in accordance with the Assembly Resolution of September 27th, 1935, and the report adopted by the Council on January 23rd, 1936 (see pp. 54 *et seq.*).

8.—PROTOCOL RELATING
TO THE ACCESSION OF THE UNITED STATES OF AMERICA
TO THE PROTOCOL OF SIGNATURE OF THE STATUTE OF THE COURT.
Geneva, September 14th, 1929.

Signat. (cont.): Turkey

¹ See E 8, pp. 439-459; E 9, pp. 289-311; E 10, pp. 269-336; E 11, pp. 255-280.

² *Signat.*: *Signatories.*

³ *Ratif.*: *Ratifications.*

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 mean: *Eighth, Ninth, Tenth, Eleventh, Twelfth 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
Belgium	"	39	Liberia	D 6	36
Bolivia	E 12	337	Lithuania	"	37
Brazil	D 6	37	" ¹	"	51
Bulgaria	"	36	" ¹	E 11	257
Canada	"	50	Luxemburg	D 6	52
China	"	38	Netherlands	"	35
Colombia	"	54	" ¹	"	40
Costa Rica	"	35	New Zealand	"	47
Czechoslovakia	"	47	Nicaragua	"	51
Denmark	"	34	Norway	"	36
" ¹	"	39	" ¹	"	41
" ¹	E 12	337	" ¹	E 12	336
Dominican Republic	D 6	38	Panama	D 6	37
Estonia	"	38	Paraguay	E 9	290
" ¹	"	42	Peru	D 6	49
Ethiopia	"	40	Poland	"	54
" ¹	E 8	440	Portugal	"	33
" ¹	E 11	256	Roumania	"	53
Finland	D 6	35	" ¹	E 12	337
" ¹	"	41	Salvador	D 6	34
France	"	45	" ¹	"	51
" ¹	E 12	336	Siam	"	49
Germany	D 6	42	Spain	"	43
" ¹	E 9	290	Sweden	"	36
Great Britain	D 6	45	" ¹	"	40
Greece	"	44	" ¹	E 12	336
" ¹	E 11	255	Switzerland	D 6	34
Guatemala	D 6	41	" ¹	"	39
Haiti	"	37	Turkey	E 12	335
Hungary	"	42	Uruguay	D 6	35
			Yugoslavia	"	51

¹ Renewal.

Declarations of acceptance of the Optional Clause since June 15th, 1935 :**Albania** (renewal).

On behalf of the Royal Albanian Government, I recognize as compulsory *ipso facto* and without special agreement 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 Optional Clause provided for by Article 36 of the Statute of the Permanent Court of International Justice, for a period of five years as from September 17th, 1935, in any of the disputes enumerated in the said Article arising after September 17th, 1930 (the date of the previous acceptance of Albania which is being renewed by the present declaration), with regard to situations or facts subsequent to the said date, other than :

- (a) disputes relating to the territorial status of Albania ;
- (b) disputes with regard to questions which, by international law, fall exclusively within the jurisdiction of the Kingdom of Albania ;
- (c) disputes relating directly or indirectly to the application of treaties or conventions accepted by the Kingdom of Albania and providing for another method of pacific settlement.

Geneva, November 7th, 1935.

(Signed) LEC KURTI.

Argentina.

On behalf of the Argentine Republic, subject to ratification by the National Congress, I recognize as compulsory *ipso facto* and without special convention in relation to any other Member or State accepting the same obligation, that is to say on condition of reciprocity, the jurisdiction of the Permanent Court of International Justice, in conformity with Article 36, paragraph 2, of the Statute of the Court, for a period of ten years from the date of the deposit of the instrument of ratification, in any dispute arising after the ratification of the present declaration with regard to situations or facts subsequent to this ratification, except in cases where the Parties have agreed or shall agree to have recourse to another method of pacific settlement.

The present declaration does not apply :

- (1) to questions already settled ;
- (2) to questions which, by international law, fall within the local jurisdiction or the constitutional régime of each State.

Geneva, December 28th, 1935.

(Signed) ENRIQUE RUIZ GUINAZU.

Turkey.

On behalf of the Turkish Republic, I recognize as compulsory, *ipso facto* and without special agreement, in relation to any 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 in conformity with Article 36, paragraph 2, of the Statute of the Court, for a period of five years, in any of the disputes enumerated in the same Article, arising after the signature of the present declaration, with the exception of disputes relating directly or indirectly to the application of treaties or conventions concluded by Turkey and providing for another method of peaceful settlement.

Geneva, March 12th, 1936.

(Signed) CEMAL HÜSNÜ TARAY.

France (renewal).

On behalf of the Government of the French Republic and in accordance with the law of March 28th, 1936, I hereby renew for a period of five years from April 25th, 1936, the declaration of September 19th, 1929, accepting the compulsory jurisdiction of the Permanent Court of International Justice in conformity with Article 36, paragraph 2, of the Statute of the Court, within the limits and subject to the conditions and reservations set out in the said declaration.

Given at Paris, April 7th, 1936.

(Signed) P. E. FLANDIN.

Sweden (renewal).

On behalf of the Royal Swedish Government, 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, in conformity with Article 36, paragraph 2, of the Statute of the Court, for a period of ten years as from August 16th, 1936, on which date the Swedish Government's declaration of March 18th, 1926, shall cease to apply.

Geneva, April 18th, 1936.

(Signed) K. I. WESTMAN.

Norway (renewal).

On behalf of the Norwegian Government and without reservation regarding ratification, 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 Permanent Court of International Justice, purely and simply, for a period of ten years as from October 3rd, 1936.

Ministry of Foreign Affairs, Oslo, May 19th, 1936.

(Signed) HALDVAN KOHT,
Minister for Foreign Affairs.

Denmark (renewal).

On behalf of the Royal Danish Government and subject to ratification, 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 June 13th, 1936.

Geneva, June 4th, 1936.

(Signed) WILLIAM BORBERG.

Roumania (renewal).

On behalf of the Roumanian Government, I hereby renew for a period of five years as from June 9th, 1936, the declaration of October 4th, 1930, regarding the acceptance of the compulsory jurisdiction of the Permanent Court of International Justice at The Hague, in accordance with Article 36, paragraph 2, of the Statute of the Court, within the limits and subject to the conditions and reservations laid down in the said declaration.

Geneva, June 4th, 1936.

(Signed) D. CANTENIR,
Chargé d'affaires *a. i.*

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.

List of States having signed the Optional Clause ¹.

States.	Date of signature.	Conditions.	Date of deposit of ratification (if any ²).
Union of South Africa	19 IX 29	<p>Ratification Reciprocity.</p> <p>10 years, and thereafter until notice of termination is given.</p> <p>For all disputes arising after ratification with regard to situations or facts subsequent to ratification, except:</p> <p>—disputes in regard to which the Parties have agreed or shall agree to have recourse to some other method of peaceful settlement;</p> <p>—disputes between Members of the League of Nations who are also Members of the British Commonwealth of Nations;</p> <p>—disputes with regard to questions which by international law fall exclusively within the jurisdiction of South Africa.</p> <p>The right is reserved in respect of any disputes considered by the Council to suspend judicial proceedings under certain conditions.</p>	7 IV 30
Albania	17 IX 30	<p>Ratification. Reciprocity.</p> <p>5 years (as from the date of the deposit of the instrument of ratification).</p> <p>For all disputes arising after ratification with regard to situations or facts subsequent to ratification.</p> <p>Except the disputes</p> <p>(a) relating to the territorial status of Albania;</p> <p>(b) with regard to questions which by international law fall exclusively within the jurisdiction of Albania;</p> <p>(c) relating directly or indirectly to the application of treaties providing for another method of pacific settlement.</p>	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 <i>Renewed on</i> 12 I 27	Reciprocity. 5 years. Ratification. Reciprocity. 10 years (from the date of the deposit of the instrument of ratification).	13 III 27
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. On condition that compulsory jurisdiction is accepted by at least	

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>)		two of the Powers permanently represented on the Council of the League of Nations ¹ .	
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	6 I 32	Reciprocity.	
Costa Rica	(Before 28 I 21) ³	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. 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.	

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 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).
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
Esthonia	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.	
Finland	(1921) ⁴	Ratification. Reciprocity. 5 years.	6 IV 22
	<i>Renewed on</i> 3 III 27	Reciprocity. 10 years (as from April 6th, 1927).	

¹ Declaration reproduced in the document of the League of Nations No. 21/31/6, A, dated January 28th, 1921.

² Esthonia'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 Esthonian Government informed the Secretary-General of the League of Nations of the extension of the period for which that Government was bound.

⁴ Declaration reproduced in the *Treaty Series* of the League of Nations, Vol. VI (1921), No. 170.

OPTIONAL CLAUSE

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States.	Date of signature.	Conditions.	Date of deposit of ratification (if any).
France	19 IX 29 ¹	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. 5 years, from April 25th, 1936.	25 IV 31
	<i>Renewed on</i> 11 III 36 ²		
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.	5 VII 33
Great Britain	19 IX 29	(<i>See, mutatis mutandis, the conditions stipulated by the Union of South Africa.</i>)	5 II 30
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 sover-	

¹ 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.

² 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 (<i>cont.</i>)		eighty over its ports and lines of communication ; (<i>b</i>) 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).	
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. With the exception of: (<i>a</i>) disputes relating to the territorial status of Iran, including those concerning the rights of sovereignty of Iran over its islands and ports ; (<i>b</i>) disputes in regard to which the Parties have agreed or shall agree to have recourse to some other method of peaceful settlement ;	19 IX 32

States.	Date of signature.	Conditions.	Date of deposit of ratification (if any).
Iran (<i>cont.</i>)		<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	<p>Ratification. Reciprocity. 20 years.</p>	II 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 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>	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 (cont.)	<i>Renewed on</i> 31 I 35	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. 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. Except in cases where the Parties have agreed or shall agree to have recourse to some other method of peaceful settlement.	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 Jan. 14th, 1930). Reciprocity. 5 years (with effect from January 14th, 1935).	16 V 22
Luxemburg	15 IX 30 ³	Reciprocity. 5 years (renewable by tacit reconduction). For all disputes arising after the signature in regard to situations or facts subsequent to the signature. Except the cases where the Parties have agreed or shall agree to have recourse to another procedure or to another method of peaceful settlement.	
Netherlands	6 VIII 21	Reciprocity. 5 years. For any future dispute in regard to which the Parties have not agreed	

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).
Netherlands (cont.)	<i>Renewed on</i> 2 IX 26	to have recourse to some other method of pacific settlement. 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.	
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 <i>Renewed on</i> 22 IX 26 <i>Renewed on</i> 29 V 36 ¹	Ratification. Reciprocity. 5 years. Reciprocity. 10 years (from Oct. 3rd, 1926). Reciprocity. 10 years (from Oct. 3rd, 1936).	3 X 21
Panama	25 X 21	Reciprocity.	14 VI 29
Paraguay	11 V 33 ²	(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.	

¹ 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.

² The declaration of Paraguay was made when the instrument of ratification of the Protocol of Signature of the Statute was deposited.

States.	Date of signature.	Conditions.	Date of deposit of ratification (if any).
Poland (<i>cont.</i>)		<p>Except the cases where the Parties have agreed or shall agree to have recourse to some other method of peaceful settlement.</p> <p>Except the disputes :</p> <p>(1) with regard to matters which, by international law, are solely within the domestic jurisdiction of States ;</p> <p>(2) arising between Poland and States which refuse to establish or maintain normal diplomatic relations with Poland ;</p> <p>(3) connected directly or indirectly with the World War or with the Polono-Sovietic War ;</p> <p>(4) resulting directly or indirectly from the provisions of the Treaty of Peace signed at Riga on March 18th, 1921 ;</p> <p>(5) relating to provisions of internal law connected with points (3) and (4).</p>	
Portugal	(Before 28 I 21) ¹	Reciprocity.	8 X 21
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

¹ 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 (cont.)	<i>Renewed on</i> 4 VI 36	For 5 years (from June 9th, 1936).	
Salvador	29 VIII 30 ¹	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. Except the disputes which arose before the signature, and pecuniary claims made against the nation. Reciprocity only in regard to States which accept the arbitration in that form.	29 VIII 30
Siam	20 IX 29	Ratification. Reciprocity. 10 years. For all disputes as to which no other means of pacific settlement is agreed upon between the Parties.	7 V 30
Spain	21 IX 28	Reciprocity. 10 years. 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 <i>Renewed on</i> 18 III 26 <i>Renewed on</i> 18 IV 36	Reciprocity. 5 years. Reciprocity. 10 years (as from August 16th, 1926). Reciprocity. 10 years (as from August 16th, 1936).	
Switzerland	(Before 28 I 21) ² <i>Renewed on</i> 1 III 26	Ratification. Reciprocity. 5 years. Ratification. Reciprocity. 10 years (as from deposit of instrument of ratification).	25 VII 21 24 VII 26

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).

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).
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. 5 years (as from deposit of instrument of ratification). For all disputes arising after ratification. Except disputes relating to questions which, by international law, fall exclusively within the jurisdiction of the Kingdom of Yugoslavia. And except in cases where the Parties have agreed or shall agree to have recourse to some other method of peaceful settlement.	24 XI 30

¹ Declaration reproduced in the document of the League of Nations No. 21/31/6, A, dated January 28th, 1921.

11.—GENERAL ACT FOR CONCILIATION, JUDICIAL SETTLEMENT
AND ARBITRATION

adopted at the 9th Assembly of the League of Nations.

Geneva, September 26th, 1928.

*Adh.*¹ (cont.): Latvia (A)² September 17th, 1935

56.—RENEWAL OF THE ARBITRATION CONVENTION OF OCTOBER 25th,
1905, BETWEEN HIS MAJESTY'S GOVERNMENTS IN THE UNITED
KINGDOM, CANADA, THE COMMONWEALTH OF AUSTRALIA AND NEW
ZEALAND, AND THE GOVERNMENT OF ICELAND.

London, October 10th, 1935³.

EXCHANGE OF NOTES⁴.

I.—*Count Ahlefeldt Laurvig to Sir Samuel Hoare.*

Danish Legation.

London, October 10th, 1935.

Sir,

I have the honour to inform you that the Government of Iceland desire that the Anglo-Danish Arbitration Convention signed in London on the 25th October, 1905, and last renewed on the 4th June, 1926, should be regarded as having been renewed for a further period of five years from the 4th May, 1931, in respect of Iceland on the one hand, and the United Kingdom of Great Britain and Northern Ireland, Canada, the Commonwealth of Australia, New Zealand and all parts of the British Empire which are not separate Members of the League of Nations on the other.

2. 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 Statutes of that Court and in the Rules of Court adopted thereunder.

3. If this proposal is agreeable to His Majesty's Governments in the United Kingdom, Canada, the Commonwealth of Australia and

¹ *Adh.*: *Adhesions.*

² For the meaning of the letter "A", see Articles 38 and 43 of the General Act.

³ See D. 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 1ère série*, p. 201. La Haye, van Langenhuysen frères, 1911.)

⁴ H.M. Stationery Office, *Treaty Series No. 42* (1935), Cmd. 5048.

New Zealand, I have the honour to suggest that the present note and your reply in similar terms 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.

(for Iceland :)

(Signed) P. AHLEFELDT LAURVIG.

II.—*Sir Samuel Hoare to Count Ahlefeldt Laurvig.*

Foreign Office, October 10th, 1935.

Sir,

I have the honour to acknowledge the receipt of your note of to-day's date informing me that the Government of Iceland desire that the Anglo-Danish Convention signed in London on the 25th October, 1905, and last renewed on the 4th June, 1926, should be regarded as having been renewed in respect of Iceland for a further period of five years to date from the 4th May, 1931.

2. In reply, I have the honour to inform you that His Majesty's Government in the United Kingdom of Great Britain and Northern Ireland agree that the said Arbitration Convention of 1905 shall be regarded as having been renewed for a period of five years to date from the 4th May, 1931, in respect of the United Kingdom, and all parts of the British Empire which are not separate Members of the League of Nations, on the one hand, and Iceland on the other. I have the honour, also, to inform you that His Majesty's Governments in Canada, in the Commonwealth of Australia and in New Zealand agree that the said Arbitration Convention of 1905 shall be regarded as having been renewed in the same manner and for the same period in respect of Canada, the Commonwealth of Australia, and New Zealand, respectively, on the one hand, and Iceland on the other.

3. 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 Statutes of that Court adopted thereunder.

4. The present note and your note to which I have the honour to reply will be regarded as constituting a formal agreement to the above effect between His Majesty's Governments in the United Kingdom, Canada, the Commonwealth of Australia, and New Zealand, on the one hand, and the Government of Iceland on the other.

I have, etc.

(Signed) SAMUEL HOARE.

168.—CONVENTION CONCERNING NIGHT WORK OF WOMEN
adopted by the Labour Conference.

Washington, November 28th, 1919.

Denunciation by the Union of South Africa.

On October 25th, 1935, the representative of the Union of South Africa informed the Secretary-General of the League of Nations that, in consequence of the ratification by the Union of South Africa of the Convention concerning night work of women (revised in 1934)¹, the Government of the Union of South Africa had decided to denounce the Convention concerning night work of women adopted at Washington on November 28th, 1919. He sent the formal instrument of denunciation of the above-mentioned Convention of 1919, subject to the proviso that this denunciation would only take effect as from the entry into force of the revised Convention of 1934.

Denunciation by Esthonia.

On January 28th, 1936, Esthonia¹ transmitted to the Secretary-General of the League of Nations a declaration similar to that of the Union of South Africa.

169.—CONVENTION FIXING THE MINIMUM AGE FOR ADMISSION
OF CHILDREN TO INDUSTRIAL EMPLOYMENT
adopted by the Labour Conference.

Washington, November 28th, 1919.

Ratif. (cont.): Austria _____ February 26th, 1936

172.—CONVENTION FIXING THE MINIMUM AGE FOR ADMISSION
OF CHILDREN TO EMPLOYMENT AT SEA
adopted by the Labour Conference.

Genoa, July 9th, 1920.

Ratif. (cont.): Australia _____ June 28th, 1935
Chile _____ October 18th, 1935

173.—CONVENTION CONCERNING UNEMPLOYMENT INDEMNITY IN CASE
OF LOSS OR FOUNDERING OF THE SHIP
adopted by the Labour Conference.

Genoa, July 9th, 1920.

Ratif. (cont.): Australia _____ June 28th, 1935
Chile _____ October 18th, 1935

¹ See p. 368.

174.—CONVENTION FOR ESTABLISHING FACILITIES FOR FINDING
EMPLOYMENT FOR SEAMEN

adopted by the Labour Conference.

Genoa, July 10th, 1920.

Ratif. (cont.): Chile _____ October 18th, 1935

177.—CONVENTION CONCERNING THE COMPULSORY MEDICAL
EXAMINATION OF CHILDREN AND YOUNG PERSONS
EMPLOYED AT SEA

adopted by the Labour Conference.

Geneva, November 11th, 1921.

Ratif. (cont.): Argentina May 26th, 1936
Australia June 28th, 1935
Chile _____ October 18th, 1935

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.): Argentina May 26th, 1936
Australia June 28th, 1935
Chile _____ October 18th, 1935

179.—CONVENTION CONCERNING WORKMEN'S
COMPENSATION IN AGRICULTURE

adopted by the Labour Conference.

Geneva, November 12th, 1921.

Ratif. (cont.): Argentina May 26th, 1936
Cuba _____ August 22nd, 1935

180.—CONVENTION CONCERNING THE RIGHTS OF ASSOCIATION
AND COMBINATION OF AGRICULTURAL WORKERS

adopted by the Labour Conference.

Geneva, November 12th, 1921.

Ratif. (cont.): Argentina May 26th, 1936
Cuba _____ August 22nd, 1935

181.—CONVENTION RELATING TO THE AGE AT WHICH CHILDREN
ARE TO BE ADMITTED TO AGRICULTURAL WORK

adopted by the Labour Conference.

Geneva, November 16th, 1921.

<i>Ratif.</i>	(cont.): Argentina	May 26th, 1936
	Chile	October 18th, 1935
	Cuba	August 22nd, 1935

182.—CONVENTION CONCERNING THE APPLICATION
OF WEEKLY REST IN INDUSTRIAL UNDERTAKINGS

adopted by the Labour Conference.

Geneva, November 17th, 1921.

<i>Ratif.</i>	(cont.): Argentina	May 26th, 1936
	Denmark (the ratification does not include Green- land)	August 30th, 1935

183.—CONVENTION CONCERNING THE USE
OF WHITE LEAD IN PAINTING

adopted by the Labour Conference.

Geneva, November 19th, 1921.

<i>Ratif.</i>	(cont.): Argentina	May 26th, 1936
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184.—CONVENTION FOR THE SUPPRESSION OF THE CIRCULATION OF
AND TRAFFIC IN OBSCENE PUBLICATIONS.

Geneva, September 12th, 1923.

<i>Ratif.</i>	(cont.): Japan	May 13th, 1936
<i>Adh.</i>	(cont.): Australia	June 29th, 1935
	Esthonia	March 10th, 1936
	Union of Soviet Socialist Republics	July 8th, 1935

186.—CONVENTION AND STATUTE ON THE INTERNATIONAL RÉGIME
OF RAILWAYS.

Geneva, December 9th, 1923.

<i>Ratif.</i>	(cont.): France (subject to the reservation contained in
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Article 9 of the present Convention to the effect that its provisions do not apply to the various Protectorates, Colonies, Possessions or Overseas territories under the sovereignty or authority of the French Republic) August 28th, 1935

188.—CONVENTION RELATING TO THE TRANSMISSION IN TRANSIT OF ELECTRIC POWER.

Geneva, December 9th, 1923.

Adh. (cont.): Irak August 2nd, 1935

189.—CONVENTION RELATING TO THE DEVELOPMENT OF HYDRAULIC POWER.

Geneva, December 9th, 1923.

Adh. (cont.): Irak January 28th, 1936

190.—CONVENTION CONCERNING OPIUM.

Geneva, February 19th, 1925.

Adh. (cont.): Union of Soviet Socialist Republics October 31st, 1935

198.—CONVENTION CONCERNING SEAMEN'S ARTICLES OF AGREEMENT

adopted by the Labour Conference.

Geneva, June 24th, 1926.

Ratif. (cont.): Chile October 18th, 1935

199.—CONVENTION REGARDING SLAVERY.

Geneva, September 25th, 1926.

Adh. (cont.): Afghanistan November 9th, 1935

202.—INTERNATIONAL CONVENTION ESTABLISHING
AN INTERNATIONAL RELIEF UNION.

Geneva, July 12th, 1927.

Adh. (cont.): China _____ May 29th, 1935

204.—CONVENTION CONCERNING THE CREATION OF MINIMUM
WAGE-FIXING MACHINERY

adopted by the Labour Conference.

Geneva, June 16th, 1928.

Ratif. (cont.): Bulgaria June 4th, 1935
Cuba _____ February 24th, 1936

206.—INTERNATIONAL AGREEMENT
RELATING TO THE EXPORTATION OF BONES.

Geneva, July 11th, 1928.

Denunciation: Finland _____ March 4th, 1936

207.—INTERNATIONAL CONVENTION FOR THE SUPPRESSION
OF COUNTERFEITING CURRENCY.

Geneva, April 20th, 1929.

Ratif. (cont.): Italy December 27th, 1935

Adh. (cont.): Mexico _____ March 30th, 1936

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.): Austria August 16th, 1935
Bulgaria June 4th, 1935
France _____ July 29th, 1935

209.—CONVENTION CONCERNING THE PROTECTION
AGAINST ACCIDENTS OF WORKERS EMPLOYED IN LOADING
OR UNLOADING SHIPS

adopted by the Labour Conference.

Geneva, June 21st, 1929.

Ratif. (cont.): Chile _____ October 18th, 1935

210.—CONVENTION ON CERTAIN QUESTIONS
RELATING TO THE CONFLICT OF NATIONALITY LAWS.

The Hague, April 12th, 1930.

Ratif. (cont.): India _____ October 7th, 1935

211.—PROTOCOL RELATING TO MILITARY OBLIGATIONS
IN CERTAIN CASES OF DOUBLE NATIONALITY.

The Hague, April 12th, 1930.

Ratif. (cont.): Salvador October 14th, 1935

Adh. (cont.): Union of South Africa October 9th, 1935
Australia _____ July 8th, 1935

212.—PROTOCOL RELATING TO A CERTAIN CASE OF STATELESSNESS.

The Hague, April 12th, 1930.

Ratif. (cont.): Union of South Africa April 9th, 1936
Australia July 8th, 1935

Adh. (cont.): Salvador _____ October 14th, 1935

213.—SPECIAL PROTOCOL CONCERNING STATELESSNESS.

The Hague, April 12th, 1930.

Ratif. (cont.): Union of South Africa April 9th, 1936
Salvador October 14th, 1935

Adh. (cont.): Australia _____ July 8th, 1935

214.—CONVENTION CONCERNING THE REGULATION
OF HOURS OF WORK IN COMMERCE AND OFFICES

adopted by the Labour Conference.

Geneva, June 28th, 1930.

Ratif. (cont.): Chile October 18th, 1935
Cuba February 24th, 1936
Finland _____ January 13th, 1936

215.—CONVENTION CONCERNING FORCED OR COMPULSORY LABOUR

adopted by the Labour Conference.

Geneva, June 28th, 1930.

Ratif. (cont.): Finland _____ January 13th, 1936

216.—PROTOCOL CONFERRING ON THE PERMANENT COURT OF INTERNATIONAL JUSTICE JURISDICTION TO INTERPRET THE HAGUE CONVENTIONS OF PRIVATE INTERNATIONAL LAW.

The Hague, March 27th, 1931¹.

List of signatories (with, in cases in which it has been ratified, the date of deposit of the instrument of ratification):

Austria	
Belgium	February 12th, 1936
Czechoslovakia	
Denmark	
Esthonia	May 27th, 1936
Finland	
Hungary	
Italy	
Luxemburg	
Netherlands	February 12th, 1936
Norway	
Portugal	
Roumania	
Spain	
Sweden	
Switzerland	
Yugoslavia	

Entry into force: The Protocol enters into force, for States ratifying it, sixty days after the deposit of their ratifications.

Duration: Five years as from the date of its entry into force as between States which participated in the first deposit of ratifications; this period begins to run from this date even in the case of States which have deposited their ratifications subsequently; the Protocol will be automatically renewed every five years for a further period of five years, unless denounced.

¹ *Staatsblad van het Koninkrijk der Nederlanden*, No. 444 (law of August 2nd, 1935). The origin of this Protocol is to be found in the "Draft Protocol J" which appears in the Final Protocol of the Sixth Session of the Hague Conference on Private International Law, which sat from January 5th to January 28th, 1928. This Draft Protocol is worded as follows (p. 424 of the Proceedings of the Sixth Session of the Conference, The Hague, State Printing Office, 1928):

"Les États signataires du présent Accord reconnaissent la compétence de la Cour permanente de Justice internationale pour connaître de tout différend entre eux concernant l'interprétation des conventions élaborées par la Conférence de droit international privé, dont ils sont signataires ou auxquelles ils ont adhéré. Le différend sera porté devant la Cour par requête présentée par l'État le plus diligent."

The text as in force is to be found in the *Collection of Texts governing the jurisdiction of the Court* (D. 6, 4th ed.), p. 529.

Conventions covered by the Protocol *.

1.—CONVENTION RELATING TO THE SETTLEMENT OF CONFLICTS OF LAW IN REGARD TO MARRIAGE, SIGNED AT THE HAGUE, JUNE 12th, 1902.

Signatories : Austria, Hungary, Belgium, France, Germany, Italy, Luxemburg, Netherlands, Portugal, Roumania, Spain, Sweden, Switzerland.

Ratifications deposited at The Hague by : Belgium, France, Germany, Luxemburg, Netherlands, Roumania and Sweden, on June 1st, 1904 ; Italy and Switzerland, on July 17th, 1905 ; Portugal, on March 2nd, 1907 ; Hungary, on September 22nd, 1911.

Notice of denunciation given by : France, on November 12th, 1913 ; and Belgium, on October 30th, 1918. (In the case of France, the Convention ceased to be effective as from June 1st, 1914 ; in the case of Belgium, as from June 1st, 1919.)

Adherences, under the Protocol of November 28th, 1923 : Poland and the Free City of Danzig, June 25th, 1929.

Observation. Article 282 of the Treaty signed at Versailles on June 28th, 1919, and the following articles enumerate certain multilateral conventions and agreements of an economic or technical character which are alone to be applied as between Germany and those of the Allied and Associated Powers parties thereto. Article 217 of the Treaty signed at Trianon on June 4th, 1920, contains similar provisions as regards Hungary.

The above-mentioned Convention is not among those enumerated in the Treaties of Versailles and Trianon.

In 1923 (*Gazzetta Ufficiale del Regno d'Italia*, 1925, p. 3622), Hungary and Italy agreed that it should be regarded as in force as regards relations between the two countries. On April 16th, 1924 (*League of Nations, Treaty Series*, Vol. XLII, p. 165), Hungary and Roumania agreed to apply it as between themselves. On March 23rd, 1928 (*League of Nations, Treaty Series*, Vol. XCIII, p. 165), Germany and Italy agreed to put it into force again as between themselves.

Protocol, signed at The Hague on November 28th, 1923, laying down the method of adherence to the above-mentioned Convention in the case of States not represented at the Third Hague Conference on Private International Law.

Signatories (with, in cases in which it has been ratified, the date of the deposit of the instrument of ratification) :

Germany	Dec. 8th, 1924	Portugal	May 6th, 1926
Hungary	May 11th, 1925	Roumania	Dec. 3rd, 1924
Italy	Dec. 4th, 1924	Sweden	Dec. 4th, 1924
Luxemburg	Sept. 11th, 1925	Switzerland	Dec. 10th, 1924
Netherlands	March 12th, 1925		

2.—CONVENTION RELATING TO THE SETTLEMENT OF CONFLICTS OF LAW AND JURISDICTION IN REGARD TO DIVORCE AND JUDICIAL SEPARATION, SIGNED AT THE HAGUE ON JUNE 12th, 1902.

Signatories : Austria, Hungary, Belgium, France, Germany, Italy, Luxemburg, Netherlands, Portugal, Roumania, Spain, Sweden and Switzerland.

Ratifications deposited at The Hague by : Belgium, France, Germany, Luxemburg, Netherlands, Roumania and Sweden, on June 1st, 1904 ; Italy and Switzerland, on July 17th, 1905 ; Portugal, on March 2nd, 1907 ; Hungary, on September 22nd, 1911.

* The following particulars are based on information furnished by the Netherlands Ministry for Foreign Affairs.

Notice of denunciation given by: France, November 12th, 1913; Belgium, October 30th, 1918; Switzerland, November 28th, 1928; Sweden, November 3rd, 1933; Germany, November 27th, 1933. (In the case of France, the Convention ceased to be effective as from June 1st, 1914; in the case of Belgium, as from June 1st, 1919; in the case of Switzerland, as from June 1st, 1929; in the cases of Sweden and Germany, as from June 1st, 1934.)

Adherences, under the Protocol of November 28th, 1923: Poland and the Free City of Danzig, June 25th, 1929.

Observation. (See observation with reference to the Convention dealt with under No. 1.)

Protocol, signed at The Hague on November 28th, 1923, establishing the method of adherence to the above-mentioned Convention, in the case of States not represented at the Third Hague Conference on Private International Law. (For the signatures and ratifications, see similar Protocol relating to the Convention dealt with under No. 1.)

3.—CONVENTION RELATING TO THE SETTLEMENT OF GUARDIANSHIP OF MINORS, SIGNED AT THE HAGUE, JUNE 12th, 1902.

Signatories: Austria, Hungary, Belgium, France, Germany, Italy, Luxemburg, Netherlands, Portugal, Roumania, Spain, Sweden and Switzerland.

Ratifications deposited at The Hague by: Belgium, France, Germany, Luxemburg, Netherlands, Roumania and Sweden, on June 1st, 1904; Spain, on June 30th, 1904; Italy and Switzerland, on July 17th, 1905; Portugal, on March 2nd, 1907; Hungary, on September 22nd, 1911.

Notice of denunciation given by France, November 12th, 1913. (In the case of France, the Convention ceased to be effective as from June 1st, 1914.)

Adherences, under the Protocol of November 28th, 1923: Poland and the Free City of Danzig, June 25th, 1929.

Protocol, signed at The Hague on November 28th, 1923, laying down the method of adherence to the above-mentioned Convention in the case of States not represented at the Third Hague Conference on Private International Law.

Signatories (with, in cases in which it has been ratified, the date of the deposit of the instrument of ratification):

Belgium	Dec. 5th, 1924	Portugal	May 6th, 1926
Germany	Dec. 8th, 1924	Roumania	Dec. 3rd, 1924
Hungary	May 11th, 1925	Spain	Dec. 12th, 1924
Italy	Dec. 4th, 1924	Sweden	Dec. 4th, 1924
Luxemburg	Sept. 11th, 1925	Switzerland	Dec. 10th 1924
Netherlands	March 12th, 1925		

4.—CONVENTION CONCERNING CONFLICTS OF LAW RELATING TO THE EFFECTS OF MARRIAGE ON THE RIGHTS AND DUTIES OF THE MARRIAGE PARTNERS IN THEIR PERSONAL RELATIONS AND TO THE PROPERTY OF THE MARRIAGE PARTNERS, SIGNED AT THE HAGUE, JULY 17th, 1905.

Signatories: Belgium, France, Germany, Italy, Netherlands, Portugal, Roumania and Sweden.

Ratifications deposited at The Hague by: France, Germany, Italy, Netherlands, Portugal, Roumania and Sweden, June 24th, 1912; Belgium, February 15th, 1913.

Notice of denunciation given by: France, December 5th, 1916, and Belgium, February 20th, 1922. (In the case of France, the Convention ceased to be effective as from August 23rd, 1917; in the case of Belgium, as from August 23rd, 1922.)

Adherences, under the Protocol of November 28th, 1923: Poland and the Free City of Danzig, June 25th, 1929.

Observation. Article 282 of the Treaty signed at Versailles of June 28th, 1919, and the following articles enumerate certain multilateral conventions and agreements of an economic or technical character which are alone to be applied as between Germany and those of the Allied and Associated Powers parties thereto.

The above-mentioned Convention is not among those enumerated therein. On March 23rd, 1928 (*League of Nations, Treaty Series*, Vol. XCIII, p. 165), Germany and Italy agreed to put it into force again as between themselves.

Protocol, signed at The Hague on November 28th, 1923, laying down the method of adherence to the above-mentioned Convention, in the case of States not represented at the Fourth Hague Conference on Private International Law.

Signatories (with, in cases in which it has been ratified, the date of the deposit of the instrument of ratification):

Germany	Dec. 8th, 1924	Portugal	May 6th, 1926
Italy	Dec. 4th, 1924	Roumania	Dec. 3rd, 1924
Netherlands	March 12th, 1925	Sweden	Dec. 4th, 1924

5.—CONVENTION CONCERNING THE SUSPENSION OF CIVIL RIGHTS AND SIMILAR MEASURES OF PROTECTION, SIGNED AT THE HAGUE, JULY 17th, 1905.

Signatories: Austria, Hungary, France, Germany, Italy, Netherlands, Portugal, Roumania and Sweden.

Ratifications deposited at The Hague by: France, Germany, Hungary, Italy, Netherlands, Portugal and Roumania, June 24th, 1912; Sweden, November 2nd, 1924.

Notice of denunciation given by: France, December 5th, 1916. (In the case of France, the Convention ceased to be effective as from August 23rd, 1917.)

Adherences, under the Protocol of November 28th, 1923: Poland and the Free City of Danzig, June 25th, 1929.

Observation. (See observation with reference to the Convention dealt with under No. 1.)

Protocol, signed at The Hague on November 28th, 1923, establishing the method of adherence to the above-mentioned Convention, in the case of States not represented at the Third Hague Conference on Private International Law.

Signatories (with, in cases in which it has been ratified, the date of the deposit of the instrument of ratification):

Germany	Dec. 8th, 1924	Netherlands	March 12th, 1925
Hungary	May 11th, 1925	Portugal	May 6th, 1926
Italy	Dec. 4th, 1924	Roumania	Dec. 3rd, 1924

Adherence: Sweden, July 9th, 1926.

6.—CONVENTION RELATING TO CIVIL PROCEDURE, SIGNED AT THE HAGUE, JULY 17th, 1905.

Signatories: Austria, Hungary, Belgium, Denmark, France, Germany, Italy, Luxemburg, Netherlands, Norway, Portugal, Roumania, Russia, Spain, Sweden and Switzerland.

Ratifications deposited at The Hague by: Austria and Hungary, Belgium, Denmark, France, Germany, Italy, Netherlands, Norway, Portugal, Roumania,

Russia, Spain, Sweden and Switzerland, April 24th, 1909; Luxemburg, on August 3rd, 1909.

Notifications under Article 26 of the Convention :

By an instrument dated February 29th, 1912, Denmark notified the Netherlands Government of her intention to put the Convention into force in the Danish West Indies. An affirmative declaration was made by Germany on May 30th, 1912; by Austria and Hungary on August 3rd, 1912; by Belgium on April 18th, 1912; by Spain on March 7th, 1913; by France on April 24th, 1912; by Italy on April 30th, 1912; by Luxemburg on May 6th, 1912; by Norway on May 8th, 1912; by the Netherlands on February 25th, 1913; by Portugal on April 30th, 1912; by Roumania on March 30th, 1913; by Russia on April 19th, 1913; by Sweden on May 31st, 1912; and by Switzerland on May 30th, 1912. (In virtue of a Convention dated August 4th, 1916, Denmark ceded the Danish West Indies to the United States of America; see de Martens, *Nouveau Recueil général de Traités*, 3rd Series, Vol. X, pp. 357 and 367.)

By an instrument dated February 23rd, 1924, Spain notified the Netherlands Government of her intention to put the Convention into force in the Spanish zone of Morocco. An affirmative declaration was made by Germany, December 22nd, 1924; Austria, September 27th, 1924; Belgium, July 12th, 1924; Denmark, September 12th, 1924; France, November 18th, 1924; Hungary, December 17th, 1924; Italy, September 19th, 1924; Luxemburg, August 26th, 1924; Norway, August 23rd, 1924; Netherlands, February 12th, 1925; Portugal, July 18th, 1924; Roumania, May 9th, 1925; Sweden, September 5th, 1924; and Switzerland, September 11th, 1924.

Adherences, under the Protocol of July 4th, 1924: Poland and the Free City of Danzig, June 9th, 1926; Finland, November 23rd, 1926; Czechoslovakia, October 20th, 1926; Esthonia, November 22nd, 1929; Latvia, March 26th, 1930; Yugoslavia, April 7th, 1930. (The Convention is not applicable as between France and the acceding States, as a consequence of the reservation made by France when signing the Hague Protocol of July 4th, 1924, concerning the accession of States not represented at the Fourth Conference of International Private Law.)

Observation. Article 287 of the Treaty of Versailles, Article 238 of the Treaty of Saint-Germain and Article 221 of the Treaty of Trianon contain a clause to the following effect :

"From the coming into force of the present Treaty [January 10th, 1920, for the Treaty of Versailles; July 16th, 1920, for the Treaty of Saint-Germain, and July 26th, 1921, for the Treaty of Trianon], the High Contracting Parties shall apply, in so far as concerns them, the Convention of The Hague of July 17th, 1905, relating to civil procedure. This renewal (provision), however, will not apply to France, Portugal and Roumania."

On April 16th, 1924 (*League of Nations, Treaty Series*, Vol. XLII, p. 165), Hungary and Roumania agreed to apply the Convention between themselves. On July 21st, 1927 (*League of Nations, Treaty Series*, Vol. LXXV, p. 375), Germany and Portugal agreed that the provisions of the Treaty would be applicable, reciprocally, between themselves. On February 28th, 1929 (*League of Nations, Treaty Series*, Vol. XCVII, p. 61), Germany and Roumania agreed to bring the Convention again into force.

Declarations, by the Austrian Republic, dated July 27th, 1921, to the effect that, in order to avoid difficulties which might arise in the case of States which had their origin in the dismemberment of the Austro-Hungarian Monarchy, in regard to the maintenance or nullity of pre-war treaties, it recognized, notwithstanding that its origin was independent of that of the former Monarchy, that it was bound by the Convention as towards all the States which are parties thereto; by Hungary, under date August 24th, 1923, to the effect that, notwithstanding the dissolution of the Austro-Hungarian Monarchy, and

notwithstanding the terms of Article 221 of the Treaty of Trianon, she recognized that she was bound by the Convention, and declared that she would apply it also in the future in regard to all the States, without distinction, which are contracting parties thereto, with the exception of France, Portugal and Roumania.

Protocol, signed at The Hague on July 4th, 1924, establishing the method of adherence to the above-mentioned Convention, in the case of States not represented at the Fourth Hague Conference on Private International Law.

Signatories (with, in cases in which it has been ratified, the date of the deposit of the instrument of ratification):

Belgium	Dec. 5th, 1924	Netherlands	May 1st, 1925
Denmark	Jan. 7th, 1925	Norway	Jan. 10th, 1925
France	Dec. 6th, 1924	Portugal	May 6th, 1926
Germany	Dec. 8th, 1924	Roumania	April 22nd, 1925
Hungary	May 11th, 1925	Spain	Jan. 6th, 1925
Italy	Dec. 4th, 1924	Sweden	Dec. 4th, 1924
Luxemburg	Sept. 11th, 1925	Switzerland	Dec. 10th, 1924

219.—CONVENTION FOR LIMITING THE MANUFACTURE AND REGULATING THE DISTRIBUTION OF NARCOTIC DRUGS.

Geneva, July 13th, 1931.

<i>Ratif.</i>	(cont.): Japan	June 3rd, 1935
<i>Adh.</i>	(cont.): Afghanistan	June 21st, 1935
	United Kingdom of Great Britain, for the Colonies, Protectorates or mandated territories hereafter enumerated:	
	British Honduras	
	British Solomon Islands Protectorate	
	Ceylon	
	Cyprus	
	Falkland Islands and Dependencies	
	Gambia (Colony and Protectorate)	
	Gibraltar	
	Gold Coast:	
	(a) Colony	
	(b) Ashanti	
	(c) Northern Territories	
	(d) Togoland under British mandate	
	Hong Kong	
	Kenya (Colony and Protectorate)	

Leeward Islands:	
Antigua	
Dominica	
Montserrat	
St. Christopher and Nevis	
Virgin Islands	
Mauritius	
Nigeria:	
(a) Colony	
(b) Protectorate	
(c) Cameroons under British mandate	
North Borneo (State of --)	
Northern Rhodesia	
Nyasaland Protectorate	
Sarawak	
Seychelles	
Sierra Leone (Colony and Protectorate)	
Somaliland Protectorate	
Straits Settlements	
Tanganyika Territory	
Tonga	
Trinidad and Tobago	
Uganda Protectorate	
Zanzibar Protectorate	May 18th, 1236
Esthonia	July 5th, 1935
New Zealand	June 17th, 1935
Union of Soviet Socialist Republics	October 31st, 1935

**387.—AGREEMENT REGARDING THE SANITARY CONTROL OVER MECCA
PILGRIMS AT KAMARAN ISLAND, BETWEEN THE UNITED KINGDOM
AND THE NETHERLANDS.
Paris. June 19th, 1926.**

By an exchange of letters dated December 31st, 1934, the Governments of the United Kingdom and of the Netherlands arranged that the Agreement regarding the sanitary control over Mecca Pilgrims would be renewed as from January 1st, 1935, for an indefinite period, subject to the right of either Party to denounce it upon giving one year's notice ¹.

¹ *Staatsblad van het Koninkrijk der Nederlanden*, No. 85, January 28th, 1936.

434.—CONVENTION CONCERNING THE PROTECTION
AGAINST ACCIDENTS OF WORKERS EMPLOYED IN LOADING
OR UNLOADING SHIPS (REVISED IN 1932)

adopted by the Labour Conference.

Geneva, April 27th, 1932.

<i>Ratif.</i>	(cont.): Chile	October 18th, 1935
	China	November 30th, 1935

435.—CONVENTION CONCERNING THE AGE FOR ADMISSION OF CHILDREN
TO NON-INDUSTRIAL EMPLOYMENT

adopted by the Labour Conference.

Geneva, April 30th, 1932.

<i>Ratif.</i>	(cont.): Austria	February 26th, 1936
	Cuba	February 24th, 1936
	Netherlands	July 12th, 1935

451.—INTERNATIONAL CONVENTION FOR THE SUPPRESSION
OF THE TRAFFIC IN WOMEN OF FULL AGE.

Geneva, October 11th, 1933.

<i>Ratif.</i>	(cont.): Union of South Africa	November 20th, 1935
	Czechoslovakia	July 27th, 1935
	Hungary	August 12th, 1935
	Latvia	September 17th, 1935
	Netherlands	September 20th, 1935
	Norway	June 26th, 1935
<i>Adh.</i>	(cont.): Nicaragua	December 12th, 1935
	Roumania	June 6th, 1935

452.—CONVENTION FOR FACILITATING THE INTERNATIONAL
CIRCULATION OF FILMS OF AN EDUCATIONAL CHARACTER.

Geneva, October 11th, 1933.

<i>Ratif.</i>	(cont.): Austria	August 26th, 1935
	Denmark	July 10th, 1935
	Egypt	February 8th, 1936
	Great Britain and Northern Ireland	February 26th, 1936
	Hungary	May 9th, 1936
	Latvia	October 21st, 1935
	Nicaragua	September 7th, 1935
	Norway	June 26th, 1935
	Roumania	June 19th, 1935
<i>Adh.</i>	(cont.): Irak	February 18th, 1936

453.—CONVENTION CONCERNING FEE-CHARGING
EMPLOYMENT AGENCIES

adopted by the Labour Conference.

Geneva, June 29th, 1933.

<i>Ratif.</i>	(cont.): Chile	October 18th, 1935
	Finland	January 13th, 1936
	Sweden	January 1st, 1936

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.

<i>Ratif.:</i>	Chile	October 18th, 1935
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455.—CONVENTION CONCERNING COMPULSORY OLD AGE INSURANCE
FOR PERSONS EMPLOYED IN AGRICULTURAL UNDERTAKINGS

adopted by the Labour Conference.

Geneva, June 29th, 1933.

<i>Ratif.:</i>	Chile	October 18th, 1935
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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.

<i>Ratif.:</i>	Chile	October 18th, 1935
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457.—CONVENTION CONCERNING COMPULSORY INVALIDITY INSURANCE
FOR PERSONS EMPLOYED IN AGRICULTURAL UNDERTAKINGS

adopted by the Labour Conference.

Geneva, June 29th, 1933.

<i>Ratif.:</i>	Chile	October 18th, 1935
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478.—CONVENTION OF CONCILIATION, ARBITRATION AND JUDICIAL SETTLEMENT BETWEEN DENMARK AND GREECE.

Athens, April 13th, 1933 ¹.

(Ratifications exchanged at Copenhagen, August 17th, 1934.)

479.—CONVENTION OF CONCILIATION, JUDICIAL SETTLEMENT AND ARBITRATION BETWEEN CZECHOSLOVAKIA AND LATVIA.

Geneva, October 11th, 1933 ².

(Ratifications exchanged at Prague, December 21st, 1934.)

480.—(REVISED) CONVENTION CONCERNING EMPLOYMENT OF WOMEN DURING THE NIGHT (1934)

adopted by the Labour Conference.

Geneva, June 19th, 1934.

<i>Ratif. :</i>	Union of South Africa	May 28th, 1935
	Estonia	December 21st, 1935
	India	November 22nd, 1935
	Netherlands	December 9th, 1935

482.—(REVISED) CONVENTION CONCERNING WORKMEN'S COMPENSATION FOR OCCUPATIONAL DISEASES (1934)

adopted by the Labour Conference.

Geneva, June 21st, 1934.

<i>Ratif. :</i>	Austria	February 26th, 1936
	United Kingdom of Great Britain	April 29th, 1936
	Hungary	June 17th, 1935

483.—CONVENTION ENSURING BENEFIT OR ALLOWANCES TO THE INVOLUNTARILY UNEMPLOYED

adopted by the Labour Conference.

Geneva, June 23rd, 1934.

<i>Ratif. :</i>	United Kingdom of Great Britain	April 29th, 1936
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¹ *League of Nations, Treaty Series*, Vol. CL, 1934, p. 465.

² *League of Nations, Treaty Series*, Vol. CLV, p. 195.

484.—INTERNATIONAL CONVENTION FOR THE CAMPAIGN AGAINST
CONTAGIOUS DISEASES OF ANIMALS.

Geneva, February 20th, 1935.

Signat. (cont.): Belgium _____ September 13th, 1935

485.—INTERNATIONAL CONVENTION CONCERNING THE TRANSIT
OF ANIMALS, MEAT AND OTHER PRODUCTS OF ANIMAL ORIGIN.

Geneva, February 20th, 1935.

Signat. (cont.): Belgium _____ September 13th, 1935

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.

Signat. (cont.): Belgium _____ September 13th, 1935

490.—PROTOCOL OF PEACE, FRIENDSHIP AND CO-OPERATION
BETWEEN COLOMBIA AND PERU.

Rio de Janeiro, May 24th, 1934.

(Ratifications exchanged at Bogotá on September 27th, 1935.)

Erratum: At the request of the Government of Colombia, the word "*déclaré*" should be substituted for the word "*proclamé*" in the French text of the "sole subsection" attached to Article 7 of the Protocol (translated by the Secretariat of the League of Nations ¹). (English text not affected.)

¹ See E 11, p. 306.

SECTION II.

*INSTRUMENTS GOVERNING THE JURISDICTION
OF THE COURT WHICH HAVE COME
TO THE KNOWLEDGE OF THE REGISTRY SINCE
JUNE 15th, 1935.*

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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497. — TRAITÉ D'ARBITRAGE, DE RÈGLEMENT JUDICIAIRE
ET DE CONCILIATION ENTRE LA NORVÈGE ET LES ÉTATS-
UNIS DU VENEZUELA

LA HAYE, 13 MAI 1935 ¹.

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 la Norvège 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, ni 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 afin de conciliation à une commission de conciliation permanente ou spéciale, 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 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, l'une ou l'autre d'entre elles aura la faculté, après un délai d'un mois à compter de la date où la notification en sera parvenue à l'autre Partie, de porter directement, par voie de requête, le litige devant la Cour permanente de Justice internationale.

Article 5. — S'il s'agit d'une controverse née d'une réclamation d'un ressortissant d'un des deux États contractants 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,

¹ Communication du Gouvernement norvégien.

les dispositions du présent Traité ne seront 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 d'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, conformément aux dispositions de l'article 4.

La divergence ne sera soumise à la procédure prévue par le présent Traité qu'après épuisement des recours 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 de conciliation permanente ou spéciale, prévue dans le présent Traité, 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 délai d'un mois à compter de la date où la notification en sera parvenue à l'autre Partie, la question à la 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 à l'article 2 et susceptible de ce chef d'être résolu par un jugement, cette contestation sera, préalablement à toute procédure devant la commission de conciliation, soumise à la décision de la Cour permanente de Justice internationale d'accord entre les Parties, ou, à défaut d'accord, à la requête de l'une d'entre elles.

Article 8. — Sur la demande adressée par l'une des Hautes Parties contractantes à l'autre Partie, il devra être constitué, dans les six mois, une commission permanente de conciliation.

Article 9. — Sauf accord contraire des Parties, la commission de conciliation sera constituée comme suit :

1. La commission comprendra cinq membres. Les Parties en nommeront chacune un commissaire choisi parmi leurs nationaux respectifs. Les trois autres commissaires seront choisis d'un commun accord parmi les ressortissants de tierces Puissances. Ces derniers commissaires devront être de nationalités différentes, ne pas avoir leur résidence habituelle sur le territoire des Parties, ni se trouver à leur service. Parmi eux, les Parties désigneront le président de la commission.

2. Les commissaires seront nommés pour trois ans ; leur mandat est renouvelable. Ils resteront en fonction jusqu'à leur remplacement et, dans tous les cas, jusqu'à l'achèvement de leurs travaux en cours au moment de l'expiration de leur mandat.

3. 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.

Article 10. — Si, lorsqu'il s'élève un différend, il n'existe pas une commission permanente de conciliation nommée par les Parties, une commission spéciale sera constituée pour l'examen du différend dans un délai de trois mois à compter de la date où la demande à cet effet adressée par l'une des Parties à l'autre sera parvenue à celle-ci. Les nominations se feront conformément aux dispositions de l'article précédent, à moins que les Parties n'en décident autrement.

Article 11. — Si la nomination des commissaires à désigner en commun n'intervient pas dans les délais prévus aux articles 8 et 10, le Président de la Cour permanente de Justice internationale sera prié par les deux Parties conjointement, ou par l'une d'elles, 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 se trouve dans le même cas, 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 12. — La commission 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 13. — 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 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 14. — La commission 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, proposer 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 n'en conviennent différemment ou que la commission juge indispensable de prolonger le délai, être terminés dans les six mois à compter du jour où la commission aura été saisie du litige. Si la commission juge indispensable de continuer ses travaux au delà de six mois, elle communiquera les motifs aux deux Parties.

Article 15. — A moins de stipulations spéciales contraires, la commission 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 16. — La commission de conciliation se réunira, sauf accord contraire entre les Parties, au lieu désigné par son président.

Article 17. — Les travaux de la commission 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 18. — Les Parties seront représentées auprès de la commission de conciliation par des agents ayant mission de servir d'intermédiaire 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 19. — Sauf dispositions contraires du présent Traité, les décisions de la commission 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 20. — Les Hautes Parties contractantes s'engagent à faciliter les travaux de la commission 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 21. — 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 Hautes Parties contractantes, qui en supporteront chacune une part égale.

Les frais généraux occasionnés par le fonctionnement de la commission seront répartis de la même façon.

Article 22. — 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 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 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 23. — 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 24. — Le présent Traité sera ratifié. Les ratifications seront échangées à Oslo ou à La Haye aussitôt que faire se pourra.

Article 25. — 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 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.

SECTION A : COLLECTIVE INSTRUMENTS.	
498 to 502	Page 378
SECTION B : OTHER INSTRUMENTS.	
503 to 506	380

SECTION A.

498.—CONVENTION CONCERNING THE EMPLOYMENT
OF WOMEN ON UNDERGROUND WORK IN MINES
OF ALL KINDS

ADOPTED BY THE LABOUR CONFERENCE ¹.

GENEVA, JUNE 21st, 1935.

Entry into force: The Convention shall come into force twelve months after the ratifications of two Members have been registered by the Secretary-General.

Ratification: Cuba April 14th, 1936

499.—(REVISED) CONVENTION LIMITING HOURS OF WORK
IN COAL MINES (1935)

ADOPTED BY THE LABOUR CONFERENCE ².

GENEVA, JUNE 21st, 1935.

Entry into force: The Convention shall come into force six months after the ratifications of two of the following Members have been registered by the Secretary-General of the League of Nations: Czechoslovakia, Belgium, France, Germany, Great Britain, Netherlands, Poland.

Ratification: Cuba April 14th, 1936

500.—CONVENTION CONCERNING THE REDUCTION
OF HOURS OF WORK TO FORTY A WEEK

ADOPTED BY THE LABOUR CONFERENCE ³.

GENEVA, JUNE 22nd, 1935.

Entry into force: The Convention shall come into force twelve months after the ratifications of two Members have been registered by the Secretary-General.

¹ *International Labour Conference*, 19th Session, Geneva, 1935, p. 580.

² *Op. cit.*, p. 583.

³ *Op. cit.*, p. 613.

501.—CONVENTION CONCERNING THE ESTABLISHMENT OF AN INTERNATIONAL SCHEME FOR THE MAINTENANCE OF RIGHTS UNDER INVALIDITY, OLD-AGE, AND WIDOWS' AND ORPHANS' INSURANCE

ADOPTED BY THE LABOUR CONFERENCE ¹.

GENEVA, JUNE 22nd, 1935.

Entry into force: The Convention shall come into force twelve months after the ratifications of two Members have been registered by the Secretary-General.

502.—CONVENTION CONCERNING THE REDUCTION OF HOURS OF WORK IN GLASS-BOTTLE WORKS

ADOPTED BY THE LABOUR CONFERENCE ².

GENEVA, JUNE 25th, 1935.

Entry into force: The Convention shall come into force twelve months after the ratifications of two Members have been registered by the Secretary-General.

¹ *International Labour Conference*, 19th Session, Geneva, 1935, p. 615.

² *Op. cit.*, p. 688.

SECTION B.

503.—CONVENTION REGULATING THE ESTABLISHMENT
AND OPERATION OF REGULAR AIR LINES OF
COMMUNICATION BETWEEN THE CZECHOSLOVAK
REPUBLIC AND THE KINGDOM OF ROUMANIA.

BUCHAREST, JUNE 20th, 1930¹.

(*Ratifications exchanged at Bucharest, February 8th, 1933.*)

Article 17.—Disputes that may arise relating to the interpretation or application of the present Convention shall be settled in conformity with the terms of the General Act² of Conciliation, Arbitration and Judicial Settlement between the States of the Little Entente, signed at Belgrade on May 21st, 1929.

504.—CONVENTION REGARDING CONDITIONS
OF RESIDENCE AND BUSINESS BETWEEN ROUMANIA
AND SWITZERLAND.

BUCHAREST, JULY 19th, 1933³.

(*Ratifications exchanged at Berne, July 25th, 1934.*)

Article 12.—Any dispute which may arise regarding the interpretation or application of the present Convention shall be settled in the manner provided for by the Treaty⁴ of Conciliation, Compulsory Arbitration and Judicial Settlement between Switzerland and Roumania of February 3rd, 1926.

505.—AGREEMENT BETWEEN THE GOVERNMENT OF THE
UNITED KINGDOM AND THE POLISH GOVERNMENT IN
REGARD TO TRADE AND COMMERCE, WITH PROTOCOL
AND NOTES.

LONDON, FEBRUARY 27th, 1935⁵.

(*Ratifications exchanged at Warsaw, July 24th, 1935.*)

Article 14.—(1) The Contracting Governments agree that any dispute that may arise between them as to the proper interpretation

¹ *League of Nations, Treaty Series*, Vol. CL, p. 63.

² *Series D.*, No. 6, p. 369.

³ *League of Nations, Treaty Series*, Vol. CLII, p. 89.

⁴ *Series D.*, No. 6, p. 155.

⁵ H.M. Stationery Office, *Treaty Series No. 33 (1935)*, Cmd. 4984.

or application of any of the provisions of the present Agreement or of the Treaty of Commerce and Navigation mentioned in Article 13 shall be referred to the Permanent Court of International Justice, unless in any particular case one of the Contracting Governments requests that the dispute be submitted to the Permanent Court of Arbitration in accordance with the provisions of the Convention signed at The Hague on the 18th October, 1907, concerning the Pacific Settlement of International Disputes.

(2) In case any dispute shall fall to be submitted to the Permanent Court of International Justice, the Court shall, unless the Contracting Governments otherwise agree, be requested to give its decision in accordance with the summary procedure provided for in Article 29 of the Statute of the Court.

(3) In case any dispute shall fall to be submitted to the Permanent Court of Arbitration, the Court shall, unless the Contracting Governments otherwise agree, be requested to apply the rules of Articles 86-90, on arbitration by summary procedure, in the Convention mentioned in paragraph (1), and shall have the power provided for in Article 53 of the Convention to settle the *compromis*.

506.—DISPUTE BETWEEN BOLIVIA AND PARAGUAY.

RESOLUTION CONCERNING THE RESPONSIBILITIES ARISING OUT OF THE CHACO WAR AND CONTAINED IN A PROCÈS-VERBAL OF THE PEACE CONFERENCE AT BUENOS AIRES¹.

BUENOS AIRES, OCTOBER 2nd, 1935.

PEACE CONFERENCE.

Procès-verbal.

At Buenos Aires on October 2nd, 1935, the members of the Peace Conference, having met at the offices of the President of the Republic; whereas at the last meeting of the said Conference, held on September 28th last, a resolution relating to the objects named in Article I, paragraph 7, of the Protocol of June 12th, 1935, was approved, and desiring to take due note of that fact, have decided to embody the full text of the said resolution in the present procès-verbal, which will be signed by all the delegates.

The above-mentioned resolution reads as follows:

¹ The Procès-Verbal of October 2nd, 1935, was transmitted to the Secretary-General of the League of Nations by a letter dated October 5th, 1935, from the President of the Peace Conference (which consisted—together with the representatives of Bolivia and Paraguay—of representatives of the Governments of the United States of America, Argentina, Brazil, Chile, Peru and Uruguay; see *Official Journal of the League of Nations*, No. 12, Dec. 1935, p. 1648).

“Whereas the Protocol signed at Buenos Aires on June 12th last, between the Republic of Bolivia and the Republic of Paraguay, contains, in Article I, paragraph 7, the following provision: ‘The constitution by the Peace Conference of an International Commission to determine the responsibilities of every sort or kind arising out of the war; if the findings of that Commission are not accepted by one or other of the Parties, the final decision shall rest with the Permanent Court of International Justice at The Hague’;

Whereas, further, the said Protocol has been ratified by the Congresses of Bolivia and Paraguay;

Whereas, lastly, the Peace Conference, acting in pursuance of the foregoing provision, has effected an agreement between the representatives of Bolivia and Paraguay concerning the form of the said International Commission and the means of constituting it and enabling it to fulfil its task;

The Peace Conference decides:

Article 1.—For the purposes laid down in Article I, paragraph 7, of the Protocol of June 12th, 1935, there shall be set up an International Commission, composed of three members, who shall be appointed as follows: the Governments of Bolivia and of Paraguay, each for its part, shall apply to the government of an American State, requesting it, in due and proper form, to appoint as a member of the said Commission a magistrate of the judicature of its highest courts. The third member of the International Commission shall be a magistrate of the Supreme Federal Court or of one of the highest courts of the United States of America. The aforesaid court shall be asked to appoint the said magistrate, who shall act as President of the International Commission. The President of the Peace Conference is requested to take the necessary steps with a view to the appointment of this magistrate.

Should any one of the members of the Commission be prevented from accepting, another shall be appointed in his place by the method indicated above.

Article 2.—The International Commission shall be constituted within ninety days after the conclusion of the present agreement.

Article 3.—Each of the Parties to the dispute shall have the right to appoint special agents to the International Commission to serve as intermediaries between them and the Commission. They may, further, entrust the defence of their rights and interests before the International Commission to legal advisers or advocates appointed by them for this purpose.

Article 4.—The Commission shall meet in the town which it shall itself appoint, but it may transfer itself to such places as it thinks fit for the discharge of its duties, on the understanding that the respective governments shall be asked to grant it the prerogatives and facilities necessary for the fulfilment of its task.

Article 5.—The International Commission shall establish its own rules of procedure and the rules of procedure which it shall make known to the Parties.

The time-limits fixed by the International Commission for the completion of procedural acts may be extended subsequently by agreement between the Parties or by decision of the International Commission, should the latter consider an extension to be necessary for it to arrive at its findings.

With the object of carrying out investigations or collecting evidence, the International Commission may, at the request of either of the contracting Parties, extend the time-limits; notwithstanding, the final time-limit allowed for investigations and the collection of evidence, including all the various extensions granted, shall not exceed six months counting from the beginning of the period indicated.

The International Commission shall publish its findings within fifteen months as from the date on which it has assumed its functions. This time-limit may be extended by agreement between the two Parties.

The findings shall be accompanied by a statement of reasons and shall be adopted by a majority of votes; the conclusions shall refer specifically to the responsibilities of every sort or kind arising out of the war.

Should any member of the International Commission not be in agreement, this fact shall be recorded in writing, with a statement of his opinion and of the grounds on which it is based.

The mediating States undertake to facilitate, for the Parties to the dispute, the performance of all procedural acts which it may be necessary to carry out in their territory and which the Parties consider of use in their defence.

Article 6.—Once its findings have been arrived at, the International Commission shall communicate them immediately and simultaneously to the Governments of Bolivia and Paraguay and to the Peace Conference assembled at Buenos Aires. If the latter has already been dissolved after discharging all its functions in conformity with the Peace Protocol of June 12th, 1935, the communication shall be made to the Governments of the Argentine Republic, Brazil, Chile, the United States of America, Peru and Uruguay.

The findings shall be regarded as having been accepted and shall acquire full force if within a period of thirty days after notification to the Governments of Bolivia and Paraguay neither of those Governments has stated in writing that it is not in agreement; should such a communication be necessary, it shall be addressed by the dissenting Government to the International Commission and to the Peace Conference at Buenos Aires, or, failing the latter, simultaneously to the six American Governments mentioned above.

Article 7.—Should either of the two Governments of Bolivia or Paraguay reject the findings of the International Commission, the Peace Conference, or, if it is closed, the six Govern-

ments above mentioned, shall have a period of thirty days as from the communication of the rejection in which to offer to the Parties, if they think fit, mediation with reference to the findings.

Article 8.—If, within the time-limit mentioned in the foregoing Article, neither of the Parties accepts the offer of mediation, or if, after mediation has been accepted, sixty days elapse without such mediation producing results, the communication of the rejection of the International Commission's findings, by either of the Parties, shall be sufficient for the President of the International Commission to hand over the dossier of the case to the Registry of the Permanent Court of International Justice, the Court to whose jurisdiction the case will be submitted.

The communication of the dissenting Party shall also be addressed by it to the Registrar of the Permanent Court of International Justice.

The President of the International Commission, when transmitting the original papers to the Permanent Court of International Justice, shall attach copies of those papers in English. The cost of translation of the original papers shall be borne by the dissenting Party.

Article 9.—When the findings and the relevant papers have been transmitted to the Permanent Court of International Justice at The Hague, the latter shall examine and deliver judgment on the case in the last resort, in conformity with its Statute.

Article 10.—The language which the Parties agree to use for the purposes of the case shall be Spanish, or English, or Portuguese; the copies to which the Rules of Procedure of the Permanent Court of International Justice refer shall be established in English.

Article 11.—The International Commission shall appoint a secretary and the staff that may be necessary for its working.

Each member of the International Commission shall be granted an allowance of fifteen hundred dollars a month as long as the proceedings of the Commission last.

The Commission shall decide the secretary's salary and the amount of the other salaries and secretarial expenses.

The sums required for the payment of emoluments and the working costs of the International Commission shall be borne by the Parties. Each of them shall pay its own expenses and they shall share the joint expenses."

In faith whereof the present procès-verbal is signed at Buenos Aires, on the date mentioned above, in a single copy, which shall be deposited at the Ministry for Foreign Affairs of the Argentine Republic and a legalized copy of which shall be given by the Secretary-General of the Peace Conference to each of the States represented at this Conference.

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Peru: When approving the draft organization of the International Commission on responsibilities, the Peruvian delegation renews in full the declaration which it made at the plenary meeting of the Peace Conference on the 20th instant concerning the incompatibility which, in its opinion, exists between the functions of mediator and the function of members of the International Commission exercised directly or indirectly by the governments of the mediating States.

[*Signatures.*]

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.

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507	388

¹ See also the Treaty of Arbitration, Judicial Settlement and Conciliation between Norway and Venezuela (No. 497, p. 372 of this volume).

SECTION B.

507.—TREATY OF FRIENDSHIP
BETWEEN FRANCE AND IRAN.TEHERAN, MAY 10th, 1929¹.*(Ratifications exchanged at Paris, July 5th, 1934.)*

Article V.—The High Contracting Powers agree to submit to arbitration any dispute that may arise between them, regarding the application or interpretation of the provisions of any treaties and conventions already concluded or to be concluded in future, including the present Treaty, that it has not been possible to settle amicably within a reasonable period by the normal methods of diplomacy.

This provision shall also apply, in case of need, to the preliminary question of whether the dispute refers 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 appointed at the request of either of the Contracting States, in the following manner: within three months of the date on which the request is lodged, each State shall appoint its arbitrator, who may also be chosen from among the nationals of a third country. If within three months from the date on which the request is lodged the States do not agree on the period within which these arbitrators must have given their decision, or if the two arbitrators do not succeed in settling the dispute within the time allowed them, the two States shall choose as a third arbitrator a national of a third State. If the States do not agree on the choice of the third arbitrator within two months of the date on which the request for the appointment of a third arbitrator was made, they shall make a joint request, or if such joint request is not made within a fresh period of two months, the State that first so decides shall request the President of the Permanent Court of International Justice at The Hague to appoint this third arbitrator from among the nationals of third States. By joint agreement between the Parties he may be given a list of the third States to which his choice shall be restricted. The Parties reserve the right to agree in advance for a definite period on the person of the third arbitrator.

The procedure to be observed by the two arbitrators, unless it has been laid down in a special agreement concluded between the two States at latest on the appointment of the arbitrators, shall, unless

¹ *League of Nations, Treaty Series*, Vol. CL, p. 329.

otherwise agreed upon by the two Governments, be regulated in accordance with Article 57 and Articles 59 to 85 of the Hague Convention¹ of October 18th, 1907, for the settlement of international disputes.

Should it have been necessary to appoint a third arbitrator and should there be no special agreement between the two Contracting States laying down the procedure to be followed after such appointment, the third arbitrator shall join the first two arbitrators, and the arbitral tribunal, as thus constituted, shall decide on its procedure and settle the dispute. All decisions of the arbitral tribunal shall be given by a majority vote.

In the case of any dispute other than those covered by the foregoing provisions which it shall have been impossible to settle satisfactorily through diplomatic channels, the High Contracting Parties, mindful of their obligations as Members of the League of Nations, agree that in no circumstances will they have recourse to any but pacific means of settlement. They reserve their right to lay down in a special agreement in each case the procedure which they may consider most appropriate.

They further agree that, in the event of their both acceding to a general formula recommended by the League of Nations, they will apply that formula to the settlement of all disputes for which it can be employed, notwithstanding anything to the contrary in the foregoing provisions.

¹ *British and Foreign State Papers*, Vol. 100, p. 298.

TABLE ¹ IN CHRONOLOGICAL ORDER
OF INSTRUMENTS IN FORCE, OR SIGNED ONLY,
GOVERNING THE COURT'S JURISDICTION ².

	1919.	<i>Place of signature.</i>	<i>Title of the act.</i>	<i>Contracting Parties.</i>	<i>Nos.</i>	<i>Pages.</i>
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 Czechoslovakia	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, 1936. 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, 1936, are reproduced either in the *Collection of Texts governing the jurisdiction of the Court*, fourth edition, the Eighth, Ninth, Tenth and Eleventh Annual Reports (pp. 461-485, 313-345, 291-336, 282-314), or in Chapter X of the present volume (fifth 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 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* (June 15th, 1935—June 15th, 1936), i.e. the present volume.

INSTRUMENTS GOVERNING THE COURT'S JURISDICTION 391

1919 (<i>cont.</i>).	<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

392 INSTRUMENTS GOVERNING THE COURT'S JURISDICTION

1920 (<i>cont.</i>).	<i>Place of signature.</i>	<i>Title of the act.</i>	<i>Contracting Parties.</i>	<i>Nos. Pages.</i>
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 393

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	Esthonia 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	Esthonia, 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 395

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	Esthonia 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

396 INSTRUMENTS GOVERNING THE COURT'S JURISDICTION

1923 (cont.).	Place of signature.	Title of the act.	Contracting Parties.	Nos. Pages.
Sept. 17	Geneva	Resolution of the Council of the L. N. relating to the protection of minorities in Esthonia	—	264 571
Nov. 1	Tallinn	Treaty of defensive alliance	Esthonia and Latvia	265 571
Nov. 1	Tallinn	Preliminary Treaty for Economic and Customs Union	Esthonia 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 Finmark and Petsamo	Finland and Norway	270 573

INSTRUMENTS GOVERNING THE COURT'S JURISDICTION 397

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	Esthonia 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

398 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.	Esthonia, 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 399

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	Esthonia 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

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1925 (<i>cont.</i>).	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.	Esthonia 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 401

1925 (cont.).	Place of signature.	Title of the act.	Contracting Parties.	Nos.	Pages.
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 navi- gation	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 ar- bitration	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

402 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>
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 403

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	Esthonia 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 Esthonia	393 657
Dec. 29	Rome	Treaty of conciliation and arbitration	Germany and Italy	63 206

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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>
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	Esthonia 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 405

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 sickness insurance for agricultural workers	(Collective Treaty)	201 518
June 20	Tallinn	Treaty of commerce	Czechoslovakia and Esthonia	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 International 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 development of the international section of the river Douro	Portugal and Spain	314 601
Aug. 15	Santander	General Conv. concerning 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 Restrictions	(Collective Treaty)	203 519

406 INSTRUMENTS GOVERNING THE COURT'S JURISDICTION

1927 (cont.).	Place of signature.	Title of the act.	Contracting Parties.	Nos. Pages.
				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 407

1928 (<i>cont.</i>).	<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 exporta- tion of hides and skins	(Collective Treaty)	205 521
July 11	Geneva	International Agreement relating to the exporta- tion 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

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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>
Dec. 3	Madrid	Treaty of conciliation, judicial settlement and arbitration	Poland and Spain	103 326
Dec. 7	Tallinn	Treaty of commerce and navigation	Esthonia 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 Esthonia	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.	Esthonia 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	Esthonia and Hungary	407 667
May 10	Teheran	Treaty of friendship	France and Iran	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)	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

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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 Esthonia	118 385
July 10	Paris	Treaty of arbitration	France and Spain	E 11 476 282
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

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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	Esthonia 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

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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>
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 (cont.),	Place of signature.	Title of the act.	Contracting Parties.	Nos. Pages.
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- 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

INSTRUMENTS GOVERNING THE COURT'S JURISDICTION 415

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	E 9 430 318
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	E 8 425 480
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
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
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

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1931.	<i>Place of signature.</i>	<i>Title of the act.</i>	<i>Contracting Parties.</i>	<i>Nos. Pages.</i>
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	E 9 438 340
June 18	Geneva	Conv. limiting the hours of work in coal mines	(Collective Treaty)	218 531
June 23	Sofia	Treaty of conciliation, arbitration and judicial settlement	Belgium and Bulgaria	E 10 444 292
July 13	Geneva	Conv. for limiting the manufacture and regulating the distribution of narcotic drugs	(Collective Treaty)	219 532

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1931 (cont.).	Place of signature.	Title of the act.	Contracting Parties.	Nos.	Pages.
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	426	E 8 481
Aug. 11	Bucharest	Conv. concerning conditions of residence and business	Greece and Roumania	427	E 8 481
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	Esthonia and Iran	428	E 8 484
Oct. 7	Bucharest	Conv. concerning conditions of residence, commerce and navigation	Roumania and Sweden	439	E 9 340
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	E 8 629
Nov. 26	Sofia	Treaty of conciliation, arbitration and judicial settlement	Bulgaria and Norway	422	466
Dec. 12	Moscow	Treaty of friendship	Finland and Iran	474	E 10 334
1932.				E 9	
Jan. 4	Warsaw	Treaty of friendship, conciliation and arbitration	Greece and Poland	431	322

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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 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
				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

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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 10
Dec. 6	Lisbon	Conv. of conciliation, judicial settlement and arbitration	Portugal and Sweden	447 307
				E 11
1933.				
Jan. 3	Rome	Conv. regarding the recognition and enfor- cement of judicial deci- sions	Italy and Switzerland	489 306
				E 9
Jan. 16	Ankara	Treaty of conciliation, judicial settlement and arbitration	Norway and Turkey	432 328
				E 9
March 23	The Hague	Treaty of judicial set- tlement, 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 set- tlement, arbitration and conciliation	Japan and The Nether- lands	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 cus- toms and credit	Germany and The Netherlands	496 314
				E 10
May 1	London	Commercial Conv.	Argentine and Great Britain	468 329
				E 10
May 15	London	Commercial Agreement	Great Britain and Norway	469 330
				E 10
May 15	London	Commercial Agreement	Great Britain and Sweden	470 330
				E 10
May 19	London	Commercial Agreement	Great Britain and Iceland	471 331
				E 10
June 29	Geneva	Conv. concerning fee- charging employment agencies	(Collective Treaty)	453 322

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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 old age insurance for persons employed in industrial or commercial undertakings, in the liberal professions, and for outworkers and domestic servants	(Collective Treaty)	E 10 454 323
June 29	Geneva	Conv. concerning compulsory old age insurance for persons employed in agricultural undertakings	(Collective Treaty)	E 10 455 323
June 29	Geneva	Conv. concerning compulsory invalidity insurance for persons employed in industrial or commercial undertakings, in the liberal professions, and for outworkers and domestic servants	(Collective Treaty)	E 10 456 323
June 29	Geneva	Conv. concerning compulsory invalidity insurance for persons employed in agricultural undertakings	(Collective Treaty)	E 10 457 324
June 29	Geneva	Conv. concerning compulsory 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
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

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1933 (<i>cont.</i>).	Place of signature.	Title of the act.	Contracting Parties.	Nos. Pages
				E 10
Oct. 5-11	Geneva	Conv. for facilitating the international circulation of films of an educational character	(Collective Treaty)	452 322
				E 10
Oct. 11	Geneva	International Conv. for the suppression of the traffic in women of full age	(Collective Treaty)	451 321
				E 11
Oct. 11	Geneva	Conv. of conciliation, judicial settlement and arbitration	Czechoslovakia and Latvia	479 296
				E 10
Oct. 13	London	Conv. regarding the suppression of illicit importation of alcoholic liquors into Finland	Finland and Great Britain	475 336
				E 11
1934.				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

INSTRUMENTS GOVERNING THE COURT'S JURISDICTION 423

1935.	<i>Place of signature.</i>	<i>Title of the act.</i>	<i>Contracting Parties.</i>	<i>Nos. Pages.</i>
				E 11
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
				E 12
Feb. 27	London	Agreement in regard to trade and commerce	United Kingdom and Poland	505 380
				E 12
May 13	The Hague	Treaty of arbitration, judicial settlement and conciliation	Norway and Venezuela	497 372
				E 11
June 12	Buenos Aires	Protocol	Bolivia and Paraguay	495 311
				E 12
June 21	Geneva	Conv. concerning the employment of women on underground work in mines of all kinds	(Collective Treaty)	498 378
				E 12
June 21	Geneva	(Revised) Conv. limiting hours of work in coal mines	(Collective Treaty)	499 378
				E 12
June 22	Geneva	Conv. concerning the reduction of hours of work to forty a week	(Collective Treaty)	500 378
				E 12
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)	501 379
				E 12
June 25	Geneva	Conv. concerning the reduction of hours of work in glass-bottle works	(Collective Treaty)	502 379

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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>
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

LEAGUE OF NATIONS.

[*Communicated to the Council and the Members of the League.*] C. 293. M. 178. 1936. V. Geneva, July 11th, 1936.

ELECTION OF MEMBERS OF THE PERMANENT COURT
OF INTERNATIONAL JUSTICE.SECOND REPORT FROM THE COMMITTEE OF JURISTS
TO THE COUNCIL².

In continuation of its report of May 13th, 1936³, the Committee⁴ begs to give the following opinion upon the two questions which remained for it to consider:

A.—*Method of election to the three vacant seats.*

Invitations to nominate candidates have been sent to the national groups on two separate occasions, with the result that they have been called upon to make two series of nominations. The first nominations, which have already been effected, relate to the seats vacated through the death of M. Schücking and the resignation of Mr. Kellogg; the second series of nominations, which is now in process, will relate to the seat vacated by the resignation of Mr. Wang Chung-Hui.

It would seem to follow that on the present occasion two separate elections should take place: there will be one election by *scrutin de liste* at which the two seats for which the first series of nominations was made will be filled from among the candidates on the list resulting from those nominations; there will be a second election for the third seat only at which only the candidates nominated for that seat will be eligible.

B.—*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.*

Article 4, paragraph 3, of the Statute of the Court provides:

“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.”

¹ See p. 20.

² This report has been sent to the Members of the League of Nations on July 11th, 1936, that is to say after Chapter I of this volume had been definitely made up. [*Note by the Registrar.*]

³ For the text of this report see Council Minutes, 92nd Session, meeting of May 11th, 1936.

⁴ The members of the Committee were: MM. Basdevant (France), Gajardo (Chile), Kulski (Poland), Sir William Malkin (United Kingdom), MM. Oliván (Spain), Perassi (Italy). M. Perassi did not attend any of the meetings of the Committee.

Under the first paragraph of this Article, the judges are elected by the Assembly and the Council. Participation in the election may thus relate to each of these two organs.

The Committee is of opinion that the Council, in exercise of the power given to it by Article 4, paragraph 3, of the Statute, might propose to the Assembly the following rules:

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

2. If the State indicates that it wishes also to vote in the Council, the Assembly, by a two-thirds majority, shall decide whether at the election in question the State shall also be admitted to vote in the Council.

3. The Secretary-General shall for each election 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 give sufficiently early notification of their desire to participate and be able to participate in the election.

These rules would naturally apply only if the Assembly did not find itself in presence of a special agreement regulating the matter. At the present moment no such agreements exist, since the protocol concerning the United States of America has not come into force.

A member of the Committee expressed the view that the Assembly's decision to confer the right to vote in the Council on a particular State should be taken once and for all, so as to give the right to vote in the Council at all subsequent elections, and not merely at a particular election as proposed in the present report. The latter system seemed preferable, since it leaves to a State which has not been given a vote in the Council at a particular election the possibility of having such a vote at subsequent elections.

* * *

For the information of the Council there are annexed hereto two communications from the Governments of Brazil and Japan respectively. They are due to the Secretary-General's having asked the Governments of Brazil, Germany and Japan to be so good as to make known their point of view for the information of the Committee of Jurists.

These communications were amplified by oral explanations from M. Muniz, Consul-General of Brazil, and M. Kiuchi, Consul-General *ad interim* of Japan. Each laid stress on the attachment of his country to the Permanent Court of International Justice. M. Muniz, in an interview with the Committee, referred more particularly to the fact that it was Brazil which originally secured the adoption of the optional clause.

Having a technical task to perform, the Committee did not feel that it was within its competence to deal either with these considerations or with other considerations of expediency which may exist in regard to particular States. The Council, if it sees fit, will be able to take account of them in the proposals which it has to make to the Assembly under Article 4, paragraph 3, of the Statute.

The procedure recommended above is moreover in any case such as to make it always possible to take such considerations into account.

Appendix.

NOTE VERBALE TO THE SECRETARY-GENERAL FROM THE CONSUL-GENERAL OF BRAZIL, DATED JUNE 24th, 1936.

[*Translation.*]

The Consul-General of Brazil at Geneva has the honour to make the following communication to the Secretary-General of the League of Nations:

As provided in the last paragraph of Article 4 of the new Statute of the Permanent Court of International Justice, the Assembly of the League of Nations, on the proposal of the Council, has to lay down the conditions under which States which are not Members of the League but are parties to the Statute of the Court may participate in electing the members of the Court.

Brazil, which has already accepted the new Statute, desires that, when considering the procedure to be followed for the application of the last paragraph of Article 4 of the new Statute of the Court, the Council will be so good as to admit Brazil to participate in the election of the judges, not merely in the Assembly, but also in the Council.

LETTER TO THE SECRETARY-GENERAL FROM THE CONSUL-GENERAL "AD INTERIM" OF JAPAN, DATED JUNE 29th, 1936.

[*Translation.*]

In reply to your letter of June 10th, 1936, regarding Article 4, paragraph 3, of the revised Statute of the Permanent Court of International Justice, I have the honour, on instructions from my Government, to make you the following communication:

Since States which are not Members of the League are included among the parties to the Court's Statute, the Japanese Government considers that it would be appropriate that the judges should be elected by an *ad hoc* electoral body not forming part of the League of Nations. In its view it would be desirable that the Statute should be amended in this sense.

Under present conditions, the Japanese Government considers that the situation which it should have as regards participation in the elections should be one which would not be inferior either to that which the signatories of the Court's Statute contemplated conferring on a certain non-Member State or to the most favourable treatment which either the Assembly, in application of the present Statute, or the signatories of the Court's Statute, may accord to any other non-Member State.

(Signed) YOSHITANE KIUCHI,
Consul-General of Japan *ad interim*.

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