CONTENTS

Prefatory Note ........................................................................................................ iii

Note by the Editors ..................................................................................................ix

Dedication to Elliot L. Richardson

Satya N. Nandan ....................................................................................................xvi
Secretary-General
International Seabed Authority

Welcoming Remarks

P. Chandrasekhara Rao ..........................................................................................3
President
International Tribunal for the Law of the Sea

John Norton Moore ...............................................................................................9
Director
Center for Oceans Law and Policy

Keynote Address

Introduction for Ambassador Satya N. Nandan .............................................15
John Norton Moore

Satya N. Nandan ...................................................................................................17

Panel I: Roundtable Comments on ITLOS
Origins and Purposes
Thomas A. Mensah, Moderator

Introductory Remarks ..........................................................................................29
Thomas A. Mensah
# Table of Contents

The Establishment of Specialized Courts ............................................33  
*Hugo Caminos*

A Brief History of the Post Conference Development of the Tribunal as an International Judicial Body .................................41  
*Gritakumar E. Chitty*

The International Tribunal for the Law of the Sea and the Difficulties Encountered During the Initial Phase of its Establishment .................................................................53  
*Mohamed Mouldi Marsit*

Comments on the Origins and Purposes of ITLOS ..................................57  
*Gudmundur Eiriksson*

## Panel II: Roundtable Comments on ITLOS Procedures and Practices  
*Rüdiger Wolfrum, Moderator*

Deliberations, Judgments, and Separate Opinions in the Practice of the International Tribunal for the Law of the Sea ..........................................................63  
*David H. Anderson*

Question of Time-Limits in Urgent Proceedings Before the Tribunal ...............................................................75  
*Joseph Akl*

Advisory Opinions Under the Law of the Sea Convention .......................81  
*Tullio Treves*

Provisional Measures Before the International Tribunal for the Law of the Sea .................................................................95  
*Tafsir Malick Ndiaye*

Implementation of Decisions of International Courts ............................103  
*Rüdiger Wolfrum*
<table>
<thead>
<tr>
<th>Title</th>
<th>Page</th>
</tr>
</thead>
<tbody>
<tr>
<td>ITLOS Procedures and Practices: Bonds</td>
<td>113</td>
</tr>
<tr>
<td>Edward Arthur Laing</td>
<td></td>
</tr>
<tr>
<td>Panel III: ITLOS and Practitioners</td>
<td></td>
</tr>
<tr>
<td>John Norton Moore, Moderator</td>
<td></td>
</tr>
<tr>
<td>Shabtai Rosenne</td>
<td></td>
</tr>
<tr>
<td>ITLOS: An International Lawyer’s Perspective</td>
<td>141</td>
</tr>
<tr>
<td>Philippe Sands</td>
<td></td>
</tr>
<tr>
<td>ITLOS—A Practitioner’s Perspective</td>
<td>159</td>
</tr>
<tr>
<td>Nick Howe</td>
<td></td>
</tr>
<tr>
<td>A Practitioner’s Critique of the Order Granting Provisional Measures in the Southern Bluefin Tuna Cases</td>
<td>173</td>
</tr>
<tr>
<td>Donald L. Morgan</td>
<td></td>
</tr>
<tr>
<td>Panel IV: Roundtable on Issues of Interest for International Tribunals</td>
<td></td>
</tr>
<tr>
<td>Dolliver Nelson, Moderator</td>
<td></td>
</tr>
<tr>
<td>Main Features of Courts and Tribunals Dealing with Law of the Sea Cases</td>
<td>217</td>
</tr>
<tr>
<td>Budislav Vukas</td>
<td></td>
</tr>
<tr>
<td>Current Fisheries Disputes and the International Tribunal for the Law of the Sea</td>
<td>223</td>
</tr>
<tr>
<td>Alexander Yankov</td>
<td></td>
</tr>
<tr>
<td>National Legislation in the Light of UNCLOS and the Practice of the International Tribunal for the Law of the Sea</td>
<td>239</td>
</tr>
<tr>
<td>Anatoly L. Kolodkin</td>
<td></td>
</tr>
</tbody>
</table>
# Table of Contents

Interim Measures of Protection Before the International Tribunal for the Law of the Sea .............................................243  
*Philippe Gautier*

The Role of the Commission on the Limits of the Continental Shelf in the Interpretation and Application of the Convention .............................................255  
*L. D. M. Nelson*

## Panel V: Accidents, Insurance and Classification

*Myon H. Nordquist, Moderator*

The *Erika* Accident and Its Effects on EU Maritime Regulation .................................................................265  
*Henrik Ringbom*

Insurer and Class and Marine Accidents ..................................................291  
*Hans G. Payer*

## Panel VI: Maritime Transport

*Barbara S. Moore, Moderator*

Introduction to Maritime Transport ..................................................303  
*Barbara S. Moore*

Erika Aftermath: Developments at IMO on Double Hulls (A U.S. Perspective) ...............................................309  
*Joseph Angelo*

The Panama Canal: *An Overview*, One Year After the Reversion From the United States to the Sovereign Republic of Panama ..................................................319  
*C. Thomas Burke*

Oil and Water: Caspian Oil and Transportation Challenges Facing the Turkish Straits .............................................329  
*Nilufer Oral*
Panel VII: Perspectives on Maritime Disasters
Michael Lodge, Moderator

Welcoming Remarks to Panel VII..................................................367
Michael Lodge

Recourse Against Flag States for Breaches of Their
International Obligations Under the 1982
Law of the Sea Convention ............................................................371
Davis R. Robinson

Coping with a Marine Disaster:
A Challenge for the Maritime Lawyer ...........................................385
Christian Breitzke (presented by Dr. Klaus Ramming)

Closing Remarks

Alexander Yankov ........................................................................393
Judge
International Tribunal for the Law of the Sea