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Case Law On Equitable Maritime

All in all, Case Law on Equitable Maritime Delimitation provides a wealth of interesting observations on the development of maritime delimitation law in general and specific points of individual cases. As such, the book can certainly be recommended '. Alex G. Oude Elferink, Netherlands International Law Review, 2004.

Case Law on Equitable Maritime Delimitation : Digest and ...

Get this from a library! Case law on equitable maritime delimitation : digest and commentaries = Jurisprudence sur les délimitations maritimes selon l'équité : répertoire et commentaries. [Robert Kolb]

Case law on equitable maritime delimitation : digest and ...

The law on maritime delimitation is often characterized as judge-made law. This is borne out by the significant number of judgments and awards, more than 20 of which have been rendered since the signing of the United Nations Convention on the Law of the Sea (UNCLOS). 1 It may also reflect the fact that treaty and customary principles in the field are very vague so that courts and tribunals are ...

Maritime Boundary Delimitation: The Case Law. Is It ...

Yet, ever since the North Sea Continental Shelf cases, the courts have consistently adhered to the model of equity and equitable principles and denied equidistance as a rule of customary law, except for delimitations of the territorial sea. There is still considerable debate about the proper rules for maritime boundary delimitation: should equidistance or equitable principles be applied with a view to achieving an equitable solution?

The rule of equity (Chapter 8) - Equitable Principles of ...

Equitable principles do not lay down obligations, but simply clarifies the guidelines for achieving an equitable result in the delimitation and the relevant circumstances are relevant only for particular cases. At the same time, case law and especially State practice, supports the use of equidistance/relevant circumstances rule and shows that primacy must be accorded to the geographical factors in delimiting maritime boundaries because each case is unicum.

Equidistance and Equitable Principle under the law of the Sea

Equity emerged as a powerful symbol of aspired redistribution in international relations. Operationally, it has had limited impact in the Westphalian system of nation states - except for maritime boundary delimitations. This book deals with the role of equity in international law, and offers a detailed case study on maritime boundary delimitation in the context of the enclosure movement in the law of the sea.

Equitable Principles of Maritime Boundary Delimitation

This book deals with the role of equity in international law, and offers a detailed case study on maritime boundary delimitation in the context of the enclosure movement in the law of the sea. It assesses treaty law and the impact of the United Nations Convention on the Law of the Sea.

Equitable Principles of Maritime Boundary Delimitation by ...

Abstract The law of maritime delimitation has been mostly developed through the case law of the International Court of Justice and other tribunals. In the past decade there have been a number of...

Maritime Boundary Delimitation: The Case Law | Request PDF

Informa UK plc 2017. No copying or sharing of this document is permitted. Enquiries: clientservices@law.com Maritime law in 2016: a review of developments in case law Dr Johanna Hjalmarsson 3 article IV rule 5 did not apply to a liquid or other bulk cargo: when cargo is shipped in bulk, there are no relevant "packages" or "units".

Maritime law in 2016: a review of developments in case law

EQUITABLE PRINCIPLES OF MARITIME BOUNDARY DELIMITATION. Equity emerged as a powerful symbol of aspired redistribution in international relations. Operationally, it has had limited impact in the Westphalian system of nation states - except for maritime boundary delimitations. This book deals with the role of equity in international law, and offers a detailed case study on maritime boundary delimitation in the context of the enclosure movement in the law of the sea.

EQUITABLE PRINCIPLES OF MARITIME BOUNDARY DELIMITATION

2 The Equitable Delimitation of Contested Maritime Entitlements under the Law of the Sea Convention: Norms, Machinery and Principles The distribution of marine resources raises the question of global social justice. The Convention embodies a universal, rules-based approach to this distributive task.

The Equitable Distribution of Marine Resources by ...

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American Maritime Cases, Inc.

Australia. Equity remains a cornerstone of Australian private law. A string of cases in the 1980s saw the High Court of Australia re-affirm the continuing vitality of traditional equitable doctrines. The High Court has recently affirmed the importance of Equity and dismissed the suggestion that unjust enrichment has explanatory power in relation to traditional equitable doctrines such as ...

Equity (law) - Wikipedia

Pre-UNCLOS Law of the Sea Cases 3. Law of the Sea Cases heard by ITLOS 4. Law of the Sea Cases heard by Annex VI ... • Court emphasized "equitable principles" and natural ... Maritime Boundary Cases • Bangladesh was the first country to institute compulsory

Law of the Sea Cases - Centre for International Law

Kolb, Robert. 2003. Case law on equitable maritime delimitation : digest and commentaries = Jurisprudence sur les délimitations maritimes selon l'équité : répertoire et commentaries / by Robert Kolb Kluwer Law International ; Martinus Nijhoff The Hague ; Boston. Wikipedia Citation

Case law on equitable maritime delimitation : digest and ...

Equitable Principles of Maritime Boundary Delimitation: The Quest for Distributive Justice in International Law. ... He accepts that these standards are rejected by the case law but asks whether 'the case law as it stands, is not too strict and absolute on the issue' (581). He also calls for consideration to be given to cultural and ...

Equitable Principles of Maritime Boundary Delimitation ...

The law of maritime delimitation has been mostly developed through the case law of the International Court of Justice and other tribunals. In the past decade there have been a number of cases that raise questions about the consistency and predictability of the jurisprudence concerning this sub-field of international law.

Maritime boundary delimitation : the case law : is it ...

As a result, the maritime boundary that the Court fixed between Nicaragua and Colombia allows the coasts of both States to generate maritime entitlements in a reasonable and mutually balanced way. Not only is the Court's Judgment equitable to both Parties; it is also legally binding on them.

A Case of Equitable Maritime Delimitation: Nicaragua and ...

Book Description Analysing the role of equity in international law, the book offers a detailed case study on maritime boundary delimitation in the context of the enclosure movement in the law of the sea.

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