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International Court of Justice

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Armed Activities on the Territory of the Congo (Democratic Republic of the Congo v Uganda), General List No 116, Judgment, 9 February 2022

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- Case Concerning Aerial Herbicide Spraying* (Ecuador v Colombia) (Application Instituting Proceedings), General List No 138 [2008] ICJ Rep 4
- Case Concerning the Application of the Convention on the Prevention and Punishment of the Crime of Genocide* (Bosnia and Herzegovina v Serbia and Montenegro), Judgment [2007] ICJ Rep 43
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- Reparation for Injuries Suffered in the Service of the United Nations*,
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International Tribunal for the Law of the Sea (ITLOS) and UNCLOS-Related Arbitral Tribunals

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- South China Sea Arbitration* (The Republic of Philippines v The
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Other Inter-state Arbitrations

- Bering Fur Seals Arbitration*, Award RIAA vol XXVIII, 263 [1893]
- Iron Rhine Arbitration* (Belgium v Netherlands) Award RIAA vol XXVII
23 [2005]
- Lake Lanoux Case* (France v Spain) RIAA vol XII 281 [1957]
- Trail Smelter Arbitration* (Canada v United States) RIAA vol III 1905 [1941]

United Nations Compensation Commission

- UNCC ‘Report and Recommendations on the First Instalment of “F4”
Claims’ (2001) UN Doc S/AC 26/2001/16
- UNCC ‘Report and Recommendations made by the Panel of
Commissioners concerning the Second Instalment of “F4” Claims’
(2002) UN Doc S/AC 26/2002/26

UNCC ‘Report and Recommendations made by the Panel of Commissioners concerning the Third Instalment of “F4” Claims’ (2003) UN Doc S/AC 26/2003/3

UNCC ‘Report and Recommendations made by the Panel of Commissioners concerning the Fifth Instalment of “F4” Claims’ (2005) UN Doc S/AC 26/2005/10

Inter-American Court of Human Rights

The Environment and Human Rights, Advisory Opinion OC-23/17, Inter-American Court of Human Rights Series A No 23 (15 November 2017)

Investment Disputes

Perenco Ecuador Limited and The Republic of Ecuador, ICSID Case ARB/08/6 Award of 27 September 2019

Domestic Case Law

AG v PYA Quarries Ltd [1957] 2 QB 169 (UK)

Alfred L Snapp & Son, Inc v Puerto Rico ex rel Barez, 458 US 592 (1982)

Anns v Merton London Borough Council [1977] UKHL 4, [1978] AC 728

AWA Ltd v Daniels t/as Deloitte, Haskins and Sells (1992) 7 ACSR 759

British Columbia v Canadian Forest Products Ltd 2004 SCC 38

British South Africa Co v Companhia de Moçambique [1893] AC 602 (HL)

Bonnington Castings v Wardlow [1956] AC 613

Cambridge Water Co Ltd v Eastern Countries Leather plc [1994] 1 All ER 53

Dow Chemical Co v Aifares 286 SW2d 674, 688–689 (Tex 1990)

Environmental Defense Fund v Massey (1992) 986 F 2d 528 (US)

Friends of the Earth Netherlands (Milieudefensie) v Royal Dutch Shell, District Court The Hague (Judgment of 26 May 2021) Case No C/09/571932

Hilton v Guyot (1895) 159 US 113

Juliana v United States 217 F.Supp.3d 1224 (D. Or. 2016)

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Just v British Columbia [1989] 2 SCR 1228

La Generale des Carrieres et des Mines v FG Hemisphere Associates LLC, [2012] UK PC 27, para 29

McGhee v National Coal Board [1972] 3 All ER 1008

National Audubon Society v Superior Court of Alpine County 33 Cal (3d) 419 (1983) [Mono Lake]

Pakootas v Teck Cominco Metals, Ltd (2006) 452 F.3d 1066 (9th Cir) (US)

- Pfizer, Inc v Government of India* 434 US 308
Principality of Monaco v Mississippi (1934) 292 US 313 (US), 323
RJR Nabisco Inc v European Community (2016) 136 S Ct 2101 (US)
Rylands v Fletcher (1868) LR 3 HL 330
The Schooner Exchange v McFadden (1812) 7 Cranch 116
Selma Pressure Treating Co v Osmose Wood Preserving Inc, 271 Cal. Rptr 596, 606 (Cal. Ct. App. 1990)
Spiliada Maritime Corp v Cansulex Ltd [1986] UKHL 10, [1987] AC 460
State v Jersey Central Power & Light Co 336 1A.2d 750, 759 (N.J. App. Div. 1975)
The State of the Netherlands v Urgenda Foundation, The Supreme Court of the Netherlands (20 December 2019), case 19/00135
The State of the Netherlands v Urgenda Foundation, The Hague Court of Appeal (9 October 2018), case 200.178.245/01
‘Water Use Permit Applications, Re, 9 P (3d), 409, 450 (2002)’

