INTERNATIONAL & COMPARATIVE LAW QUARTERLY

VOLUME 63

PART 1

JANUARY 2014

ARTICLES

Connection and Coherence Between and

Among European Instruments in the Private International

Law of Obligations Elizabeth B Crawford and Janeen M Carruthers

Belligerent Reprisals in Non-International Armed Conflicts Veronika Bílková

The ASEAN Human Rights Declaration and the Implications of

Recent Southeast Asian Initiatives in Human Rights

Institution-Building and Standard-Setting Nicholas Doyle

The Court's In Personam Jurisdiction in Cases Involving Foreign Land Jack Wass

The Dynamics of Private Food Safety Standards: A Case Study on

the Regulatory Diffusion of GlobalG.A.P. Yoshiko Naiki

Constitutional Values Underlying Gender Equality on the

Boards of Companies: How should the EU put these Values

into Practice? Marek Szydło

Shorter Articles and Notes and Book Reviews—see back cover



International and Comparative Law Quarterly

EDITORIAL ADVISORY BOARD

GUIDO ALPA
JEAN-BERNARD AUBY
JOOST BLOM
MARISE CREMONA
MARTIN DAVIES
CHRISTOF HEYNS

ERIK JAYME
CAMPBELL MCLACHLAN
DONALD MCRAE
FRANCISCO ORREGO VICUÑA
MUTHUCUMARASWAMY SORNARAJAH
GILLIAN TRIGGS

British Institute of International and Comparative Law

President: DAME ROSALYN HIGGINS DBE QC

Vice Presidents: The Rt Hon the Lord Collins of Mapesbury, The Right Hon Sir David Edward KCMG PC QC LLD frse and Sir Christopher Greenwood KCMG OC

DIRECTOR

PROFESSOR ROBERT McCorquodale

BOARD OF TRUSTEES

Chairman of the Board of Trustees: SIR FRANKLIN BERMAN KCMG QC

CLARE ALGAR
THE HON SIR WILLIAM BLAIR
GARY B BORN
SUSAN BRIGHT
LORD JUSTICE STANLEY BURTON
IAN HOBBS FCA
SIR FRANCIS JACOBS KCMG QC
SIR PAUL JENKINS KCB QC
PROFESSOR ROSA LASTRA LLB MA LLM PHD

PAUL LOMAS
LORETTA MALINTOPPI
PROFESSOR DAWN OLIVER QC MA PHD FBA
TIMOTHY OTTY QC
KEITH RUDDOCK
PROFESSOR MALCOLM N SHAW QC
THE HON MR JUSTICE SINGH
PROFESSOR STEPHEN WEATHERILL

Advisors to the Board of Trustees The Rt Hon Dame Mary Arden DBE Martin Paisner CBE

International and Comparative Law Quarterly

2014

BOARD OF EDITORS

General Editors

PROFESSOR MALCOLM EVANS OBE, University of Bristol
PROFESSOR ROBERT McCorquodale, Director of BIICL

Professor Ian Cram, University of Leeds
Professor James Fawcett, University of Nottingham
Professor Paula Giliker, University of Bristol
Dr Louise Merrett, University of Cambridge
Professor Dominic McGoldrick, University of Nottingham
Professor Christine Gray, University of Cambridge
Professor Joanne Scott, University College London

Publications Editor Anna Riddell

BOOK REVIEW EDITOR

PROFESSOR IAN CRAM, University of Leeds

INSTRUCTIONS FOR CONTRIBUTORS

The ICLQ welcomes the submission of contributions for consideration by the Board of Editors with a view to publication. All manuscripts must be submitted online via the website: http://mc.manuscriptcentral.com/iclq

The Board of Editors will only consider material which complies with the following:

- The submission should be an original, unpublished work not currently under consideration for publication elsewhere. Please note that our exclusive submission policy means you cannot submit your work to another journal until you have received a decision from us. If you would like to submit to another journal, you must withdraw your article from consideration by the ICLO.
- 2. The ICLQ publishes articles that deal with public international law, private international law, comparative law, human rights law and European Union law. It particularly encourages the submission of innovative and original articles whose theme or content illuminate more than one of these subject areas. Articles which do no more than rehearse familiar and well-known material, or which are concerned only with national law (other than private international law) in a non-comparative way, should not be submitted.
- 3. Long articles should not exceed 12,000 words, excluding footnotes. Pieces of up to 6,000 words will usually be considered for the 'Shorter Articles and Notes' section. The editors will decide on the section to which all contributions, irrespective of length, are best suited should they be accepted for publication. ScholarOne will require you to enter the word count (including footnotes) when submitting your article, and to indicate if you intend it for the 'Shorter Articles and Notes' section.
- 4. Footnotes should be numbered consecutively throughout the article and be in the form normally used by the ICLQ. Please see the Style Guide for further information. *Footnoting should not be excessive.*
- A short (50–100 words) abstract of the article should be supplied. We reserve the right to edit abstracts for length and style. Please also supply a minimum of five keywords (maximum ten) for your article to enable digital searching.
- Authors should state their present academic or professional affiliation and indicate any professional or personal involvement in the subject matter of the article.
- 7. The ICLQ only accepts submissions online via the ScholarOne platform. To upload your manuscript please go to: http://mc.manuscriptcentral.com/iclq. Detailed instructions for submitting your manuscript online can be found at the submission website by clicking on the 'Instructions and Forms' link in the top right of the screen; and then clicking on the 'Author Submission Instructions' icon on the following page. The Editor will acknowledge receipt of the manuscript, with a reference number, which should be quoted in all correspondence.

For the ICLQ Style Guide, please visit www.journals.cambridge.org/iclq/ifc. In all matters not included in this Guide, the ICLQ follows the OSCOLA citation system for house style; please visit www.law.ox.ac.uk for details.

SUBSCRIPTIONS

Subscriptions, orders, and enquiries should be sent to the British Institute of International and Comparative Law, Charles Clore House, 17 Russell Square, London WCIB 5JP, telephone 020 7862 5151. The subscription to the ICLQ for 2014 is £253, \$505, air mail postage extra. There may be other subscription rates available; for a complete listing please visit journals.cambridge.org/ICLQ. Back issues of all volumes are now available at the current cover price (casebound extra).

The views expressed in the contributions to this journal are those of their author(s) and do not necessarily reflect the views either of the board of editors of the journal or of the British Institute of International and Comparative Law (BIICL). BIICL is a registered charity and an independent research institute committed to supporting high standards of scholarship in all aspects of international and comparative law.

The ICLQ has been selected for coverage in Thomson Reuters' products and services. The journal will be indexed and abstracted in the Social Sciences Citation Index, the Journals Citation Reports/Social Sciences Edition and Current Contents/Social and Behavioral Sciences

PERMISSIONS

For all matters concerning rights and permissions please contact Linda Nicol, Cambridge University Press, Shaftesbury Road, Cambridge, CB2 8RU

© 2014

British Institute of International and Comparative Law

Printed in the United Kingdom by Bell and Bain Ltd, Glasgow

This journal issue has been printed on FSC-certified paper and cover board. FSC is an independent, non-governmental, not-for-profit organization established to promote the responsible management of the world's forests. Please see www.fsc.org for information.

International and Comparative Law Quarterly

Volume 63	olume 63 January 2014		Part 1	
	ARTICLES			
Instruments in the P	ence Between and Among Eu Private International Law of Elizabeth B Crawford and Jan		1	
Belligerent Reprisals i Conflicts	n Non-International Armed	Veronika Bílková	31	
	GHTS DECLARATION AND THE IM SIAN INITIATIVES IN HUMAN RIC ARD-SETTING		67	
THE COURT'S <i>IN PERSONA</i> FOREIGN LAND	M JURISDICTION IN CASES INVOI	VING Jack Wass	103	
	TE FOOD SAFETY STANDARDS: A DIFFUSION OF GLOBALG.A.P.	Case Study <i>Yoshiko Naiki</i>	137	
	Underlying Gender Equalithould the EU put these Valu		167	
SHORT	TER ARTICLES AND	NOTES		
			197 213	
	BOOK REVIEWS			
John Gerard Ruggie <i>Ju</i> and Human Rights (S	st Business: Multinational Co Sarah Macrory)	orporations	235	

CAROLINE E FOSTER Science and the Precautionary Principle in	
International Courts and Tribunals: Expert Evidence, Burden	
of Proof and Finality	236
JACQUELINE PEEL Science and Risk Regulation in International Law	
(Christopher A Thomas)	236
BOOKS RECEIVED	243