AMERICAN JOURNAL OF

INTERNATIONAL LAW



VOLUME 51

1957

PUBLISHED BY

THE AMERICAN SOCIETY OF INTERNATIONAL LAW (Incorporated by Act of Congress, Sept. 20, 1950)

Publication Office:
LANCASTER PRESS, INC.
LANCASTER, PA.

EXECUTIVE AND EDITORIAL OFFICE: 1826 JEFFERSON PLACE, N.W. WASHINGTON 6, D. C.

Copyright © 1957 by The American Society of International Law

BOARD OF EDITORS

Editor-in-Chief

HERBERT W. BRIGGS, Cornell University

WILLIAM W. BISHOP, JR.

University of Michigan Law School

HARDY C. DILLARD University of Virginia

CLYDE EAGLETON
New York University

ALWYN V. FREEMAN Washington, D. C.

LEO GROSS

Fletcher School of Law and Diplomacy

JOHN N. HAZARD Columbia University

PHILIP C. JESSUP

Columbia University Law School

OLIVER J. LISSITZYN Columbia University BRUNSON MACCHESNEY

Northwestern University Law School

Myres S. McDougal Yale Law School

COVEY T. OLIVER University of California

PITMAN B. POTTER American University

EDGAR TURLINGTON Washington, D. C.

JOHN B. WHITTON Princeton University

ROBERT R. WILSON Duke University

RICHARD YOUNG New York, N. Y.

Honorary Editor in Chief

George A. Finch, 229 Dupont Circle Building, Washington 6, D. C.*

Honorary Editors

PHILIP MARSHALL BROWN Washington, D. C.

WILLIAM C. DENNIS Richmond, Indiana

EDWIN D. DICKINSON Berkeley, California

CHARLES G. FENWICK Washington, D. C. Manley O. Hudson Harvard University

HANS KELSEN University of California

JOSEF L. KUNZ University of Toledo

LESTER H. WOOLSEY Washington, D. C.

QUINCY WRIGHT University of Chicago

Secretary of the Board of Editors ELEANOR H. FINCH

The object of The American Society of International Law is to foster the study of international law and to promote the establishment and maintenance of international relations on the basis of law and justice. For this purpose it coöperates with similar societies in this and other countries.

The views expressed in the articles, editorial comments, book reviews and notes, and other contributions which appear in the JOURNAL are those of the individual authors and are not to be taken as representing the views of the Board of Editors or of The American Society of International Law.

The Journal is supplied to all members of The American Society of International Law without extra charge (except as indicated below). The annual subscription to nonmembers of the Society is \$7.50 per annum. Annual members and subscribers residing in foreign countries outside the domestic postal area pay one dollar extra per annum for foreign postage; Canada fifty cents extra. Single copies of the Journal, including available back numbers, will be supplied at \$2.50 per copy.

Applications for membership in the Society, correspondence with reference to the JOURNAL, manuscripts, and books for review should be sent to the Executive Secretary, 1826 Jefferson Place, N.W., Washington 6, D. C.

^{*} Deceased July 17, 1957.

AMERICAN JOURNAL OF INTERNATIONAL LAW

VOL. 5	51		CONTENTS		1957
	[No. 1, J No. 3, Ju	anuary, 1957, ly, 1957, pp. 51	pp. 1-256; No. 2, 17-690; No. 4, Oct	April, 1957, pp. 257-516; ober, 1957, pp. 691-1004]	
Тнк Тн	тату-Біяты	YEAR OF THE	WORLD COURT. M	Canley O. Hudson	PAGE
				ATES FOR VESTED GERMAN A	
				ATO STATUS OF FORCES AGRE	
INTERVE	NTION, 195	6. Quincy Wr	ight		257
				JEZ CANAL QUESTION. Thom	
TITLE TO	o Territor	Y: RESPONSE	TO A CHALLENGE.	Georg Schwarzenberger	308
				AND DISPLACED PERSONS 1917	
				HE ATMOSPHERE AND FOR TH	
Towards	S THE RULI	or Law. He	rbert W. Briggs .	•••••	517
				IND CARGO AND ISRAEL SHIP	
				CE TO THE PERMANENT COUR	
Names	AND SCOPE	of Treaties.	Denys P. Myers		574
Positive	E LAW AND	Internationa	L LAW. Roberto	Ago	691
				OGNIZED BY CIVILIZED NATION	
EDITORIA	AL COMMEN	T:		•	
Legal	Research o	on "Peaceful (Co-Existence." Jo	ohn N. Hazard	63
Legal	Aspects of	"Neutralism.	'' Charles G. Fen	wick	71
Artific	cial Satellit	es: A Modest	Proposal. Myres	S. McDougal	74
The C	Changing L	aw of Nations	. Josef L. Kunz		77
The M	decting of	Presidents at 1	Panama. Charles	G. Fenwick	88
Post-M	Mortem on	the Suez Deba	cle. George A. Fi	inch	376
Extra: Tra	territorial . de Practice	Application of es. Covey T. (U. S. Legislation	against Restrictive or Unfa	ir 380
				Land Warfare. Josef L. Kun	
		-		sup	
				Iorocco. Richard Young	
				T. Oliver	
	-	· ·		. Robert R. Wilson	
_					

	PAGE
Political and Humanitarian Approaches to Limitation of Warfare. Philip C. Jessup	757
The Honduras-Nicaragua Boundary Dispute. Charles G. Fenwick	761
NOTES AND COMMENTS:	
International Law Association Meeting at Dubrovnik. Clyde Eagleton	89
Conference on the Teaching of International Law. Philip C. Jessup	92
51st Annual Meeting of the Society. William Roy Vallance	95
Inter-American Academy of Comparative and International Law. George A. Finch	97
The American Institute of International Law. Alberto Ulloa	98
The Hague Academy of International Law. Eleanor H. Finch	100
Cornell University Summer Conference on International Law. M. H. C	407
A School of International Service. P. B. P.	407
Fifty-First Annual Meeting of the Society	408
The United States at the Hague Conference on Private International Law. Kurt H. Nadelmann	618
Publications of the United Nations: International Tax Agreements. Ivan S.	
Kerno	623
Annual Meeting of the Society. Eleanor H. Finch	625
Professor Krylov and Soviet Treaties. Robert M. Slusser and Jan F. Triska	766
Inter-American Bar Association Conference in Buenos Aires. Eleanor H. Finch	773
San Francisco Regional Meeting of the Society. Helen Francos	776
JUDICIAL DECISIONS INVOLVING QUESTIONS OF INTERNATIONAL LAW. Brunson Mac- Chesney	777
BOOK REVIEWS AND NOTES	830
Books Received 146, 453, 662,	855
Periodical Literature of International Law 148, 455, 665,	858
Official Documents:	
UNITED NATIONS. Report of the International Law Commission Covering the Work of Its Eighth Session. April 23-July 4, 1956	154
STATUS OF TANGIER. Final Declaration and Annexed Protocol of the International Conference of Tangier. October 29, 1956	460
United States Note to Morocco. October 6, 1956	466
STATUTE OF THE INTERNATIONAL ATOMIC ENERGY AGENCY. New York, October 26, 1956	466
Resolution of United Nations General Assembly. January 11, 1957	485
INTERNATIONAL FINANCE CORPORATION. Articles of Agreement. Washington, May 25, 1955	486
IRAQ-TURKEY. Pact of Mutual Co-Operation. Bagdad, February 24, 1955	502
Exchange of Letters. February 24, 1955	504
IRAQ-UNITED KINGDOM. Special Agreement. Bagdad, April 4, 1955	505
Exchanges of Notes. April 4 and December 20, 1955	507
EGYPT:	
Decree abrogating Agreement of October 19, 1954, with United Kingdom regarding the Suez Canal Base. January 1, 1957	672
Declaration on the Suez Canal. April 24, 1957	673
FRANCE-MOROCCO:	
Joint Declaration and Protocol concerning Relations. Paris, March 2, 1956	676
Exchange of Letters. March 2. 1956	677

	PAGE
Diplomatic Accord. Rabat, May 20, 1956/Paris, May 28, 1956	679
Exchange of Letters concerning Diplomatic Representation	681
Exchange of Letters concerning Franco-American Agreement of December 22, 1950, on American Bases in Morocco. May 20, 1956	682
France-Tunisia:	
Protocol of Agreement concerning Relations. Paris, March 20, 1956	683
Diplomatic Accord. Tunis, June 15, 1956	684
Exchange of Letters. June 15, 1956	685
United Kingdom-U.S.S.R. Fisheries Agreement. Moscow, May 25, 1956	687
Minute to Article 1	688
Exchange of Notes on Territorial Waters. Moscow, May 25, 1956	689
Belgium-France-German Federal Republic-Italy-Luxembourg-Netherlands:	
Treaty Establishing the European Economic Community. Rome, March 25, 1957	865
Annex III: List of Invisible Transactions Provided in Article 106 of the Treaty	937
Annex IV: Overseas Countries and Territories to Which the Provisions of Part IV of the Treaty Apply	939
Annex V: Protocol on the Statute of the European Investment Bank	939
Applicatory Convention relating to the Association of the Overseas Countries and Territories with the Community	950
Treaty Establishing the European Atomic Energy Community (EURATOM). Rome, March 25, 1957	955
Convention Relating to Certain Institutions Common to the European Communities. Rome, March 25, 1957	1000
IN BY	1005