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The proliferation of dissenting opinions in international law: A comparative analysis of the exercise of the right to dissent at the ICJ and IACtHR

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Bibliography

INTERNATIONAL INSTRUMENTS

Multilateral agreements

American Convention on Human Rights 1978, 1144 U.N.T.S. 123
American Treaty on Pacific Settlement "Pact of Bogota" 1949, 449 U.N.T.S. 30
Charter of the United Nations 1945, 1 U.N.T.S. 16
Convention for the Protection of Human Rights and Fundamental Freedoms 1953, 213 U.N.T.S. 222
General Act for the Pacific Settlement of International Disputes 1929, 93 L.N.T.S. 343
Protocol to the African Charter on Human and People's Rights on the Establishment of an African Court on Human and People's Rights 2004, 2267 U.N.T.S. 44
Rome Statute of the International Criminal Court 2002, 2187 U.N.T.S. 90
Statute of the International Court of Justice 1945, 1 U.N.T.S. 993
Statute for the Permanent Court of International Justice 1920, 6 L.N.T.S. 379
Treaty of Amity, Commerce and Navigation, United States of America – Great Britain 1796
Treaty of Washington 1871
United Nations Convention on the Law of the Sea 1994, 1833 U.N.T.S. 3

UNITED NATIONS RESOLUTIONS AND DECISIONS

Security Council

SC Res. 955 (1994), UN Doc. S/RES/955 (1994), 8 November 1994

General Assembly

UNGA Res. 49/75K (1994), UN Doc. A/RES/49/75 (1994), 15 December 1994

UNITED NATIONS INTERNATIONAL LAW COMMISSION

International Law Commission, Fragmentation of International Law: Difficulties arising from the Diversification and Expansion of International Law – Report of the Study Group of the International Law Commission finalized by Martti Koskeniemi (13 April 2006), A/CN.4/L.682

JURISPRUDENCE

Ad hoc arbitral tribunals

Alabama Claims of the United States of America against Great Britain (1872) 29 RIAA 125
Cases of Charles M. Smith, later John C. Ferris, administrator v. USA; and Agnes Pollock, later J.B. Haller, administratrix v. USA (1973) 29 RIAA 138

Cases of Grace Brothers & Co. v. Chile, Nos. 16, 19, 20, 21, 22 and 29 (1894) 29 RIAA 305
Mytilineos Holdings SA v. The State Union of Serbia & Montenegro and Republic of Serbia.
 Partial Award on Jurisdiction, 8 September 2006
Vanessa Ventures Ltd. V. Bolivarian Republic of Venezuela, ICSID Case ARB/03/15, Decision on Jurisdiction, 27 April 2006

Domestic case law

Conseil d'Etat, *Sieurs Legillon*. 17 November 1922, *Rec.*
Ex Parte Bollman and Ex Parte Swartwout, 4 Cranch 75 (1807)
State of Georgia v. Brailsford, 2 Dall. 402 (1792)

International Court of Justice

Accordance with International Law of the Unilateral Declaration of Independence in Respect of Kosovo, Advisory Opinion of 22 July 2010, [2010] ICJ Rep. 403
Aerial Incident of July 27th, 1955 (Israel v. Bulgaria), Preliminary Objections, Judgment of 26 May 1959, [1959] ICJ Rep. 127
Ahmadou Sadio Diallo (Republic of Guinea v. Democratic Republic of the Congo), Merits, Judgment of 30 November 2010, [2010] ICJ Rep. 639
Alleged Violations of Sovereign Rights and Maritime Spaces in the Caribbean Sea (Nicaragua v. Colombia), Counter-claims, Order of 15 November 2017, [2017] ICJ Rep. 289
Alleged Violations of Sovereign Rights and Maritime Spaces in the Caribbean Sea (Nicaragua v. Colombia), Preliminary Objections, Judgment of 17 March 2016, [2016] ICJ Rep. 3
Ambatielos (Greece v. United Kingdom), Merits, Judgment of 19 May 1953, [1953] ICJ Rep. 10
Ambatielos (Greece v. United Kingdom), Preliminary Objection, Judgment of 1 July 1952, [1952] ICJ Rep. 28
Anglo-Iranian Oil Co. (United Kingdom v. Iran), Preliminary Objections, Judgment of 22 July 1952, [1952] ICJ Rep. 93
Appeal relating to the Jurisdiction of the ICAO Council (India v. Pakistan), Judgment of 18 August 1972, [1972] ICJ Rep. 46
Applicability of Article VI, Section 22, on the Convention on the Privileges and Immunities of the United Nations, Advisory Opinion of 15 December 1989, [1989] ICJ Rep. 177
Applicability of the Obligation to Arbitrate under Section 21 of the United Nations Headquarters Agreement of 26 June 1947, Advisory Opinion of 26 April 1988, [1988] ICJ Rep. 12
Application of the Convention of 1902 governing the Guardianship of Infants (Netherlands v. Sweden), Judgment of 28 November 1958, [1958] ICJ Rep. 55
Application of the Convention on the Prevention and Punishment of the Crime of Genocide (Bosnia and Herzegovina v. Serbia and Montenegro), Merits, Judgment of 26 February 2007, [2007] ICJ Rep. 43
Application of the Convention on the Prevention and Punishment of the Crime of Genocide (Bosnia and Herzegovina v. Yugoslavia (Serbia and Montenegro)), Further Request for the Indication of Provisional Measures, Order of 13 September 1993, [1993] ICJ Rep. 325
Application of the Convention on the Prevention and Punishment of the Crime of Genocide (Croatia v. Serbia), Preliminary Objections, Judgment of 18 November 2008, [2008] ICJ Rep. 412

- Application of the Interim Accord of 13 September 1995 (Former Yugoslav Republic of Macedonia v. Greece)*, Merits, Judgment of 5 December 2011, [2011] ICJ Rep. 644
- Application of the International Convention on the Elimination of all Forms of Racial Discrimination (Georgia v. Russian Federation)*, Preliminary Objections, Judgment of 1 April 2011, [2011] ICJ Rep. 70
- Application of the International Convention for the Suppression of the Financing of Terrorism and of the International Convention on the Elimination of all forms of Racial Discrimination (Ukraine v. Russian Federation)*, Request for the Indication of Provisional Measures, Order of 19 April 2017, [2017] ICJ Rep. 104
- Arbitral Award made by the King of Spain on 23 December 1906 (Honduras v. Nicaragua)*, Judgment of 18 November 1960, [160] ICJ Rep. 192
- Arbitral Award of 31 July 1989 (Guinea-Bissau v. Senegal)*, Judgment of 12 November 1991, [1991] ICJ Rep. 53
- Armed Activities on the Territory of the Congo (New Application: 2002) (DRC v. Rwanda)*, Jurisdiction of the Court and Admissibility of the Application, Judgment of 3 February 2006, [2006] ICJ Rep. 6
- Armed Activities on the Territory of the Congo (DRC v. Uganda)*, Merits, Judgment of 19 December 2005, [2005] ICJ Rep. 168
- Asylum (Colombia/Peru)*, Judgment of 20 November 1950, [1950] ICJ Rep. 266
- Avena and other Mexican Nationals (Mexico v. United States of America)*, Judgment of 31 March 2004, [2004] ICJ Rep. 12
- Barcelona Traction, Light and Power Company, Limited (Belgium v. Spain) (New Application: 1962)*, Second Phase, Judgment of 5 February 1970, [1970] ICJ Rep. 3
- Certain Activities carried out by Nicaragua in the Border Area (Costa Rica v. Nicaragua); Construction of a Road in Costa Rica along the San Juan River (Nicaragua v. Costa Rica)*, Judgment of 16 December 2015, [2015] ICJ Rep. 665
- Certain Expenses of the United Nations (Article 17, paragraph 2, of the Charter)*, Advisory Opinion of 20 July 1962, [1962] ICJ Rep. 151
- Certain Norwegian Loans (France v. Norway)*, Preliminary Objections, Judgment of 6 July 1957, [1957] ICJ Rep. 9
- Certain Phosphates Lands in Nauru (Nauru v. Australia)*, Preliminary Objections, Judgment of 26 June 1992, [1992] ICJ Rep. 240
- Certain Property (Liechtenstein v. Germany)*, Preliminary Objections, Judgment of 10 February 2005, [2005] ICJ Rep. 6
- Constitution of the Maritime Safety Committee of the Inter-Governmental Maritime Consultative Organization*, Advisory Opinion of 8 June 1960, [1960] ICJ Rep. 150
- Continental Shelf (Tunisia/Lybian Arab Jamahiriya)*, Merits, Judgment of 24 February 1982, [1982] ICJ Rep. 18
- Corfu Channel (United Kingdom of Great Britain and Northern Ireland v. Albania)*, Preliminary Objections, Judgment of 25 March 1948, [1948] ICJ Rep. 15
- Delimitation in the Area between Greenland and Jan Mayen (Denmark v. Norway)*, Judgment of 14 June 1993, [1993] ICJ Rep. 38
- Delimitation of the Maritime Boundary in the Gulf of Maine Area (Canada/United States of America)*, Judgment of 12 October 1984, [1984] ICJ Rep. 246
- East Timor (Portugal v. Australia)*, Judgment of 30 June 1995, [1995] ICJ Rep. 90
- Fisheries Case (United Kingdom v. Norway)*, Judgment of 18 December 1951, [1951] ICJ Rep. 116
- Fisheries Jurisdiction (Spain v. Canada)*, Jurisdiction of the Court, Judgment of 4 December 1998, [1998] ICJ Rep. 432

- Fisheries Jurisdiction (Germany v. Iceland)*, Merits, Judgment of 25 July 1974, [1974] ICJ Rep 175
- Frontier Dispute (Benin/Niger)*, Judgment of 12 July 2005, [2005] ICJ Rep. 90
- Frontier Dispute (Burkina Faso/Niger)*, Judgment of 16 April 2013, [2013] ICJ Rep. 44
- Gabčíkovo-Nagymaros Project (Hungary/Slovakia), Merits, Judgment of 25 September 1997, [1997] ICJ Rep. 7
- Haya de la Torre (Colombia/Peru)*, Judgment of 13 June 1951, [1951] ICJ Rep. 71
- International Status of South-West Africa*, Advisory Opinion of 11 July 1950, [1950] ICJ Rep 128
- Interpretation of Peace Treaties with Bulgaria, Hungary and Romania*, Advisory Opinion of 30 March 1950, [1950] ICJ Rep. 65
- Judgments of the Administrative Tribunal of the ILO upon Complaints made against UNESCO*, Advisory Opinion of 23 October 1956, [1956] ICJ Rep. 77
- Jurisdictional Immunities of the State (Germany v. Italy)*, Application by the Hellenic Republic for Permission to Intervene, Order of 4 July 2011, [2011] ICJ Rep. 494
- Jurisdictional Immunities of the State (Germany v. Italy)*, Merits, Judgment of 3 February 2012, [2012] ICJ Rep. 99
- Land and Maritime Boundary between Cameroon and Nigeria (Cameroon v. Nigeria)*, Preliminary Objections, Judgment of 11 June 1998, [1998] ICJ Rep. 275
- Land, Island and Maritime Frontier Dispute (El Salvador/Honduras: Nicaragua intervening)*, Judgment of 11 September 1992, [1992] ICJ Rep. 351
- Legal Consequences for States of the continued presence of South Africa in Namibia (South-West Africa) notwithstanding Security Council Resolution 276 (1970)*, Advisory Opinion, Order No. 1 of 26 January 1971, [1971] ICJ Rep. 9
- Legal Consequences of the Construction of a Wall in the Occupied Palestinian Territory*, Advisory Opinion of 9 July 2004, [2004] ICJ Rep. 136
- Legal Consequences of the Construction of a Wall in the Occupied Palestinian Territory*, Advisory Opinion, Order of 30 March 2004, [2004] ICJ Rep. 3
- Legal Consequences of the Separation of the Chagos Archipelago from Mauritius in 1965*, Advisory Opinion Advisory Opinion of 25 February 2019, [not yet published in the ICJ Reports]
- Legality of the Threat or Use of Nuclear Weapons*, Advisory Opinion of 8 July 1996, [1996] ICJ Rep. 226
- Legality of the Use by a State of Nuclear Weapons in Armed Conflicts*, Advisory Opinion of 8 July 1996, [1996] ICJ Rep. 66
- Maritime Delimitation and Territorial Questions between Qatar and Bahrain (Qatar v. Bahrain)*, Jurisdiction and Admissibility, Judgment of 1 July 1994, [1994] ICJ Rep. 112
- Maritime Delimitation and Territorial Questions between Qatar and Bahrain (Qatar v. Bahrain)*, Merits, Judgment of 16 March 2001, [2001] ICJ Rep. 40
- Maritime Delimitation in the Area between Greenland and Jan Mayen (Denmark v. Norway)*, Judgment of 14 June 1993, [1993] ICJ Rep. 38
- Maritime Delimitation in the Caribbean Sea and the Pacific Ocean (Costa Rica v. Nicaragua) and Land Boundary in the Northern Part of Isla Portillos (Costa Rica v. Nicaragua)*, Judgment of 2 February 2018, [not yet published in the ICJ Rep]
- Maritime Delimitation in the Black Sea (Romania v. Ukraine)*, Judgment of 3 February 2009, [2009] ICJ Rep. 61
- Maritime Dispute (Peru v. Chile)*, Judgment of 27 January 2014, [2014] ICJ Rep. 3
- Military and Paramilitary Activities in and against Nicaragua (Nicaragua v. United States of America)*, Jurisdiction of the Court and Admissibility of the Application, Judgment of 26 November 1984, [1984] ICJ Rep. 392

- Military and Paramilitary Activities in and against Nicaragua (Nicaragua v. United States of America)*, Merits, Judgment of 27 June 1986, [1986] ICJ Rep. 14
- Minquiers and Ecrehos (France/United Kingdom)*, Judgment of 17 November 1953, [1953] ICJ Rep. 47
- Monetary Gold removed from Rome in 1943 (Italy v. France, United Kingdom and United States of America)*, Preliminary Question, Judgment of 15 June 1954, [1954] ICJ Rep. 19
- Nottebohm (Liechtenstein v. Guatemala)*, Preliminary Objections, Judgment of 18 November 1953, [1953] ICJ Rep. 111
- Nottebohm (Liechtenstein v. Guatemala)*, Merits, Judgment of 6 April 1955, [1955] ICJ Rep. 4
- Nuclear Tests Case (Australia v. France)*, Judgment of 20 December 1974, [1974] ICJ Rep. 253
- Nuclear Tests Case (New Zealand v. France)*, Judgment of 20 December 1974, [1974] ICJ Rep. 457
- Obligations concerning Negotiations relating to Cessation of the Nuclear Arms Race and to Nuclear Disarmament (Marshall Islands v. India)*, Jurisdiction of the Court and Admissibility of the Application, Judgment of 5 October 2016, [2016] ICJ Rep. 255
- Obligations concerning Negotiations relating to cessation of Nuclear Arms Race and to Nuclear Disarmament (Marshall Islands v. United Kingdom)*, Preliminary Objections, Judgment of 5 October 2016, [2016] ICJ Rep. 833
- Obligation to Negotiate Access to the Pacific Ocean (Bolivia v. Chile)*, Preliminary Objections, Judgment of 24 September 2015, [2015] ICJ Rep. 592
- Obligation to Negotiate Access to the Pacific Ocean (Bolivia v. Chile)*, Merits, Judgment of 1 October 2018, [2018] ICJ Rep. 507
- Oil Platforms (Iran v. United States)*, Merits, Judgment of 6 November 2003, [2003] ICJ Rep. 161
- Oil Platforms (Iran v. United States)*, Preliminary Objections, Judgment of 12 December 1996, [1996] ICJ Rep. 803
- Pulp Mills on the River Uruguay (Argentina v. Uruguay)*, Judgment of 20 April 2010, [2010] ICJ Rep. 14
- Question of Delimitation of the Continental Shelf between Nicaragua and Colombia beyond 200 nautical miles from the Nicaraguan Coast (Nicaragua v. Colombia)*, Preliminary Objections, Judgment of 17 March 2016, [2016] ICJ Rep. 100
- Questions of Interpretation and Application of the 1971 Montreal Convention arising from the Aerial Incident at Lockerbie (Libyan Arab Jamahiriya v. United States of America)*, Preliminary Objections, Judgment of 27 February 1998, [1998] ICJ Rep. 115
- Questions relating to the Obligation to Prosecute or Extradite (Belgium v. Senegal)*, Judgment of 20 July 2012, [2012] ICJ Rep. 422
- Reparation for Injuries Suffered in the Service of the United Nations*, Advisory Opinion of 11 April 1949, [1949] ICJ Rep. 174
- Request for an Examination of the Situation in accordance with paragraph 63 of the Court's Judgment of 20 December 1974 in the Nuclear Tests (New Zealand v. France) case*, Order of 22 September 1995, [1995] ICJ Rep. 288
- Request for Interpretation of the Judgment of November 20th, 1950, in the Asylum Case (Colombia/Peru)*, Judgment of 27 November 1950, [1950] ICJ Rep. 395
- Request for Interpretation of the Judgment of 15 June 1962 in the Case concerning the Temple of Preah Vihear (Cambodia v. Thailand) (Cambodia v. Thailand)*, Provisional Measures, Order of 18 July 2011, [2011] ICJ Rep. 537

- Request for Interpretation of the Judgment of 15 June 1962 in the Case Concerning the Temple of Preah Vihear (Cambodia v. Thailand) (Cambodia v. Thailand)*, Judgment of 11 November 2013, [2013] ICJ Rep. 281
- Request for Interpretation of the Judgment of 31 March 2004 in the Case Concerning Avena and Other Mexican Nationals (Mexico v. United States) (Mexico v. United States)*, Judgment of 19 January 2009, [2009] ICJ Rep. 3
- Reservations to the Convention on the Prevention and Punishment of the Crime of Genocide*, Advisory Opinion of 28 May 1951, [1951] ICJ Rep. 15
- Right of Passage over Indian Territory (Portugal v. India)*, Merits, Judgment of 12 April 1960, [1960] ICJ Rep. 6
- South-West Africa Cases (Ethiopia v. South Africa; Liberia v. South Africa)*, Order of 18 March 1965, [1965] ICJ Rep. 3
- South-West Africa Cases (Ethiopia v. South Africa; Liberia v. South Africa)*, Second Phase, Judgment of 18 July 1966, [1966] ICJ Rep. 6
- Sovereignty over Pedra Branca/Pulau Batu Puteh, Middle Rocks and South Ledge (Malaysia/Singapore)*, Judgment of 23 May 2008, [2008] ICJ Rep. 12
- Sovereignty over Pulau Ligitan and Pulau Sipadan (Indonesia/Malaysia)*, Merits, Judgment of 17 December 2002, [2002] ICJ Rep. 625
- Temple of Preah Vihear (Cambodia v. Thailand)*, Preliminary Objections, Judgment of 26 May 1961, [1961] ICJ Rep. 17
- Temple of Preah Vihear (Cambodia v. Thailand)*, Merits, Judgment of 15 June 1962, [1962] ICJ Rep. 6
- Territorial and Maritime Dispute (Nicaragua v. Colombia)*, Merits, Judgment of 19 September 2012, [2012] ICJ Rep. 624
- Territorial and Maritime Dispute (Nicaragua v. Colombia)*, Preliminary Objections, Judgment of 13 December 2007, [2007] ICJ Rep. 832
- Voting Procedure on Questions relating to Reports and Petitions concerning the Territory of South West Africa*, Advisory Opinion of 7 June 1955, [1955] ICJ Rep. 67
- Whaling in the Antarctic (Australia v. Japan: New Zealand intervening)*, Merits, Judgment of 31 March 2014, [2014] ICJ Rep. 226

European Court of Human Rights

- Wilson, National Union of Journalists and Others v. United Kingdom*. Judgment of 2 July 2002. Applications No. 30666/96, 30671/96 and 30678/96

Inter-American Court of Human Rights

- Acevedo Jaramillo et al v. Peru*. Preliminary Objections, Merits, Reparations and Costs. Judgment of February 7, 2006. Series C No. 144
- Amrhein et al v. Costa Rica*. Preliminary Objections, Merits, Reparations and Costs. Judgment of April 25, 2018. Series C No. 354
- Article 55 on the American Convention of Human Rights*. Advisory Opinion OC-20/09 of September 29, 2009. Series A No. 20
- Baena Ricardo et al v. Panama*. Competence. Judgment of November 28, 2003. Series C No. 104
- Blake v. Guatemala*. Reparations and Costs. Judgment of January 22, 1999. Series C, No. 48
- Caballero Delgado and Santana v. Colombia*. Preliminary Objections. Judgment of January 21, 1994. Series C No. 21

- Caballero Delgado and Santana v. Colombia*. Reparations and Costs. Judgment of January 29, 1997. Series C No. 31
- Cabrera García and Montiel-Flores v. Mexico*. Preliminary Objections, Merits, Reparations and Costs. Judgment of November 26, 2010. Series C No. 220
- Cantoral Benavides v. Peru*. Merits. Judgment of August 18, 2000. Series C No. 69
- Cantoral Benavides v. Peru*. Preliminary Objections. Judgment of September 3, 1998. Series C No. 40
- Case Dismissed Employees of Petroperú v. Peru*. Preliminary Objections, Merits, Reparations and Costs. Judgment of November 23, 2017. Series C No. 344
- Case of Brewer Carías v. Venezuela*. Preliminary Objections. Judgment of May 26, 2014. Series C No. 278
- Case of Expelled Dominicans and Haitians v. Dominican Republic*. Preliminary Objections, Merits, Reparations and Cost. Judgment of August 28, 2014. Series C No. 282
- Case of Human Rights Defender et al v. Guatemala*. Preliminary Objections, Merits, Reparations and Costs. Judgment of August 28, 2014. Series C No. 283
- Case of Nadege Dorzema et al v. Dominic Republic*. Merits, Reparations and Costs. Judgment of October 24, 2012. Series C No. 251
- Case of Servellón-García et al v. Honduras*. Merits, Reparations and Costs. Judgment of September 21, 2006. Series C No. 152
- Case of the "Mapiripán Massacre" v. Colombia*. Merits, Reparations and Costs. Judgment of September 15, 2005. Series C No. 134
- Case of the 19 Merchants v. Colombia*. Merits, Reparations and Costs. Judgment of July 5, 2004. Series C No. 109
- Castañeda Gutman v. Mexico*. Preliminary Objections, Merits, Reparations and Costs. Judgment of August 6, 2008. Series C No. 184
- Castillo Petruzzi and others v. Peru*. Merits, Reparations and Costs. Judgment of May 30, 1999. Series C No. 52
- Cruz Sánchez v. Peru*. Preliminary Objections, Merits, Reparations and Costs. Judgment of April 17, 2015. Series C No. 292
- Cuscul Pivaral et al v. Guatemala*. Preliminary Objection, Merits, Reparations and Costs. Judgment of 23 August, 2018. Series C No. 358
- Durand and Ugarte v. Peru*. Merits. Judgment of August 16, 2000. Series C No. 68
- Durand & Ugarte v. Peru*. Preliminary Objections. Judgment of May 28, 1999. Series C No. 50
- El Amparo v. Venezuela*. Reparations and Costs. Judgment of 14 September 1996. Series C No. 28
- Enforceability of the Right to Reply or Correction (Arts. 14(1), 1(1) and 2 American Convention on Human Rights)*. Advisory Opinion OC-07/86 of August 28, 1986. Series A No. 7
- Entitlement of legal entities to hold rights under the Inter-American Human Rights System*. Advisory Opinion OC-22/16 of February 26, 2016. Series A No. 22
- Espinoza Gonzáles v. Peru*. Interpretation of the Judgment on Preliminary Objections, Merits, Reparations and Costs. Judgment of June 23, 2015. Series C No. 295
- Fermín Ramírez v. Guatemala*. Merits, Reparations and Costs. Judgment of June 20, 2005. Series C No. 126
- Galindo Cardenas and others v. Peru*. Preliminary Objections, Merits, Reparations and Costs. Judgment of October 2, 2015. Series C No. 301
- Gangaram Panday v. Suriname*. Merits, Reparations and Costa. Judgment of 21 January 1994. Series C No. 16

- García Asto and Ramírez Rojas v. Peru*. Preliminary Objections, Merits, Reparations and Costs. Judgment of November 25, 2005. Series C No. 137
- Garibaldi v. Brazil*. Preliminary Objections, Merits, Reparations and Costs. Judgment of September 23, 2009. Series C No. 203
- Gelman v. Uruguay*. Monitoring Compliance with Judgment. Order of March 20, 2013
- Gender identity, and equality and non-discrimination with regard to same sex couples. State obligations in relation to change of name, gender identity, and rights deriving from a relationship between same-sex couples*. Advisory Opinion OC-24/17 of November 24, 2017. Series A No. 24
- González et al. ("Cotton Field") v. Mexico*. Preliminary Objections, Merits, Reparations and Costs. Judgment of November 16, 2009. Series C No. 205
- Hilarie, Constantine and Benjamin et al v. Trinidad and Tobago*. Merits, Reparations and Costs. Judgment of 21 June, 2002. Series C No. 94
- Judicial Guarantees in States of Emergency*. Advisory Opinion OC-8/87 of October 6, 1987. Series A No. 8
- Juridical Condition and Human Rights of the Child*. Advisory Opinion OC-17/02 of August 28, 2002. Series A No. 17
- Kuna Indigenous People of Madungandí and the Emberá Indigenous People of Bayano and their members v. Panama*. Preliminary Objections, Merits, Reparations and Costs. Judgment of October 14, 2014. Series C No. 284
- Lagos del Campo v. Peru*. Preliminary Objections, Merits, Reparations and Costs. Judgment of August 31, 2017. Series C No. 340
- Maritza Urrutia v. Guatemala*. Merits, Reparations and Costs. Judgment of November 27, 2003. Series C No. 103
- Mendoza and others v. Argentina*. Preliminary Objections, Merits and Reparations. Judgment of 14 May, 2013. Series C No. 260
- Mémoli v. Argentina*. Preliminary Objections, Merits, Reparations and Costs. Judgment of August 26, 2013. Series C No. 265
- Myrna Mack Chang v. Guatemala*. Merits, Reparations and Costs. Judgment of November 25, 2003. Series C No. 101
- Neira-Alegría et al v. Peru*. Preliminary Objections. Judgment of December 11, 1991. Series C No. 13
- Neira-Alegría et al v. Peru*. Reparations and Costs. Judgment of September 19, 1996. Series C No. 26
- Norín Catrimán et al v. Chile*. Merits, Reparations and Costs. Judgment of May 29, 2014. Series C No. 279
- "Other treaties" subject to the consultative jurisdiction of the Court (Art. 64 American Convention on Human Rights)*. Advisory Opinion OC-01/82 of September 24, 1982. Series A No. 1
- Perozo et al v. Venezuela*. Preliminary Objections, Merits, Reparations and Costs. Judgment of January 28, 2009. Series C No. 195
- Restrictions to the Death Penalty (Arts. 4(2) and 4(4) American Convention on Human Rights)*. Advisory Opinion OC-3/83 of September 8, 1983. Series A No. 3
- Reverón Trujillo v. Venezuela*. Preliminary Objections, Merits, Reparations and Costs. Judgment of January 30, 2009. Series C No. 197
- Rios et al v. Venezuela*. Preliminary Objections, Merits, Reparations and Costs. Judgment of January 28, 2009. Series C No. 194
- Salvador Chiriboga v. Ecuador*. Preliminary Objection and Merits. Judgment of May 6, 2008. Series C No. 179

- Serrano Cruz Sisters v. El Salvador*. Merits, Reparations and Costs. Judgment of March 1, 2005. Series C No. 120
- Serrano Cruz Sisters v. El Salvador*. Preliminary Objections. Judgment of November 23, 2004. Series C No. 118
- Suarez Peralta v. Ecuador*. Preliminary Objections, Merits, Reparations and Costs. Judgment of May 21, 2003. Series C No. 261
- Suarez Rosero v. Ecuador*. Merits. Judgment of November 12, 1997. Series C No. 35
- The Environment and Human Rights (States obligations in relation to the environment in the context of the protection and guarantee of the rights to life and to personal integrity – interpretation and scope of Articles 4(1) and 5(1) of the American Convention on Human Rights)*. Advisory Opinion OC-23/17 of November 15, 2017. Series A No. 23
- The Mayagna (Sumo) Awas Tingni Community v. Nicaragua v. Nicaragua*. Merits, Reparations and Costs. Judgment of August 31, 2001. Series C No. 79
- The Right to Information on Consular Assistance in the Framework of the Guarantees of the Due Process of Law*. Advisory Opinion OC-16/99 of October 1, 1999. Series A No. 16
- Trujillo Oroza v. Bolivia*. Reparations and Costs. Judgment of February 27, 2002. Series C No. 92
- Velásquez Paiz v. Guatemala*. Preliminary Objections, Merits, Reparations and Costs. Judgment of 19 November, 2015. Series C No. 307
- Velásquez Rodríguez v. Honduras*. Preliminary Objections. Judgment of June 26, 1987. Series C No. 1
- Vera Vera et al v. Ecuador*. Preliminary Objection, Merits, Reparations and Costs. Judgment of May 19, 2011. Series C No. 226
- V.R.P, V.P.C. and others v. Nicaragua*. Preliminary Objections, Merits, Reparations and Costs. Judgment of March 8, 2018. Series C No. 350
- “White Van” (Paniagua Morales et al) v. Guatemala*. Preliminary Objections. Judgment of January 25, 1996. Series C No. 23
- Xákmok Kásek Indigenous Community v. Paraguay*. Merits, Reparations and Costs. Judgment of August 24, 2010. Series C No. 214
- Yakye Axa Indigenous Community v. Paraguay*. Merits, Reparations and Costs. Judgment of June 17, 2005. Series C No. 125
- Yatama v. Nicaragua*. Preliminary Objections, Merits, Reparations and Costs. Judgment of June 23, 2005. Series C No. 127

International Tribunal for the Law of the Sea

- “ARA Libertad” Case (Argentina v. Ghana)*, Provisional Measures, Order of 5 December 2012, ITLOS Reports 2012, p. 332
- Delimitation of the Maritime Boundary between Ghana and Côte d’Ivoire in the Atlantic Ocean (Ghana/Côte d’Ivoire)*, Provisional Measures, Order of 25 April 2015, ITLOS Reports 2015, p. 146
- Delimitation of the Maritime Boundary between Ghana and Côte d’Ivoire in the Atlantic Ocean (Ghana/Côte d’Ivoire)*, Merits, Judgment of 23 September 2017, ITLOS Reports 2017, p. 10
- “Enrica Lexie” Incident (Italy v. India)*, Provisional Measures, Order of 24 August 2015, ITLOS Reports 2015, p. 182
- “Hoshinmaru” Case (Japan v. Russian Federation)*, Prompt Release, Judgment of 6 August 2007, ITLOS Reports 2007, p. 18

- "Juno Trader" Case (*Saint Vincent and the Grenadines v. Guinea-Bissau*), Prompt Release, Judgment of 18 December 2004, ITLOS Reports 2004, p. 17
- Land Reclamation by Singapore in and around the Straits of Johor (Malaysia v. Singapore)*, Provisional Measures, Order of 8 October 2003, ITLOS Reports 2003, p. 10
- Mox Plant Case (Ireland v. United Kingdom)*, Provisional Measures, Order of 3 December 2001, ITLOS Reports 2001, p. 95
- "Tomimaru" Case (*Japan v. Russian Federation*), Prompt Release, Judgment of 6 August 2007, ITLOS Reports 2007, p. 74

Permanent Court of International Justice

- Competence of the ILO in regard to International Regulation of conditions of the labour of persons employed in agriculture*, Advisory Opinion of 12 August 1922, PCIJ Rep. Series B No. 2
- Free City of Danzig and ILO*, Advisory Opinion of 26 August 1930, PCIJ Rep. Series B No. 18
- Status of Eastern Carelia*, Advisory Opinion of 23 July 1923, PCIJ Rep. Series B No. 5

SECONDARY SOURCES

Texts and book chapters

- Abi-Saab, George, 'La Métamorphose de la Fonction Juridictionnelle Internationale', in Denis Alland *et al* (eds.) *Unity and Diversity of International Law: Essays in Honour of Professor Pierre-Marie Dupuy* (Leiden: Martinus Nijhoff Publishers 2014), 377
- Abi-Saab, George, 'The International Court as a World Court', in Vaughan Lowe *et al* (eds.) *Fifty Years of the International Court of Justice: Essays in Honour of Sir Robert Jennings* (Leiden: Martinus Nijhoff Publishers 1996), 3
- Ajibola, Prince Bola A., 'Africa and the International Court of Justice', in Calixto A. Armas Barea *et al* (eds.), *Liber Amicorum 'In Memoriam' of José María Ruda* (Leiden: Martinus Nijhoff Publishers 2000), 352
- Alter, Karen and Hooghe, Liesbet, 'Regional Dispute Settlement', in Tanja A. Börzel *et al* (eds.) *Oxford Handbook of Comparative Regionalism* (New York: Oxford University Press 2016), 540
- Alter, Karen, *The New Terrain of International Law: Courts, Politics, Rights* (New Jersey: Princeton University Press 2014)
- Alter, Karen, 'The Multiplication of International Courts and Tribunals after the end of the Cold War', in Cesare Romano *et al* (eds.) *The Oxford Handbook of International Adjudication* (New York: Oxford University Press 2015), 63
- Álvarez, Jose, 'What Are International Judges For? The Main Functions of International Adjudication', in Cesare Romano *et al* (eds.) *The Oxford Handbook of International Adjudication* (New York: Oxford University Press 2015), 158
- Alvarez-Rio, Ignacio and Contreras Garduno, Diana, 'A Barren Effort? The Jurisprudence of the Inter-American Court of Human Rights on *Jus Cogens*', in Yves Haeck & Diana Conteras-Garduño (eds.) *The Realisation of Human Rights: When Theory meets Practice* (Cambridge: Intersetia 2013), 167
- Anand, Ram Prakash, 'Role of International Adjudication', in Leo Gross (ed.) *1 The Future of the International Court of Justice* (London: Oceana Publications 1976), 1
- Anand, Ram Prakash, *Studies in International Adjudication* (London: Oceana Publications 1969)

- Anderson, David H., 'Deliberations, Judgments and Separate Opinions in the practice of the International Tribunal for the Law of the Sea', in Myron H. Nordquist *et al* (eds.) *Current Marine Environmental Issues and the International Tribunal for the Law of the Sea* (Leiden: Martinus Nijhoff Publishers 2001), 63
- Anderson, David H., 'The Internal Judicial Practice of the International Tribunal for the Law of the Sea', in Patibandla Chandrasekhara Rao & Rahmatullah Khan (eds.) *The International Tribunal for the Law of the Sea: Law and Practice* (Leiden: Martinus Nijhoff Publishers 2001), 199
- Arend, Katrin, 'Article 14 DSU', in Rüdiger Wolfrum *et al* (eds.) *WTO – Institutions and Dispute Settlement* (Leiden: Martinus Nijhoff Publishers 2006), 430
- Aznar-Gómez, Mariano J., 'Article 2', in Andreas Zimmermann *et al* (eds.), *The Statute of the International Court of Justice: A Commentary* (2nd edn, New York: Oxford University Press 2012), 233
- Barnidge, Robert P., 'The Contribution of Judge Antonio Augusto Cançado Trindade to the Adjudication of International Human Rights at the International Court of Justice', in James A. Green & Christopher Waters (eds.) *Adjudicating International Human Rights: Essays in Honour of Sandy Ghandhi* (Leiden: Martinus Nijhoff Publishers 2015), 34
- Baron de Montesquieu, Charles de S., *The Spirit of the Laws* (Ontario: Batoche Books 2001)
- Barsotti, Vittoria *et al*, *Italian Constitutional Justice in Global Context* (New York: Oxford University Press 2015)
- Barth, Alan, *Prophets with Honor: Great Dissents and Great Dissenters in the Supreme Court* (New York: Knopf 1975)
- Bedi, Shiv R. S., *The Development of Human Rights Law by the judges of the International Court of Justice* (London: Hart Publishing 2007)
- Bedjaoui, Mohamed, 'Comments on the Report: The International Court of Justice: Efficiency of Procedure and Working Methods. Report of the Study Group with additional comments', in Derek William Bowett *et al* (eds.) *The International Court of Justice: Process, Practice and Procedure* (London: British Institute of International and Comparative Law 1997) 87
- Bedjaoui, Mohammed, 'La Fabrication des Arrêts de la Cour Internationale de Justice', in Jean Boulouis *et al* (eds.) *Le Droit International au Service de la Paix, de la Justice et du Développement. Mélanges Michel Virally* (Paris: Pedone 1991), 87
- Bekker, Pieter H. F., "Diffusion of Law: The International Court of Justice as a court of transnational justice", in Rudolf Dolzer *et al* (eds.) *Making Transnational Law Work in the Global Economy: Essays in Honour of Detlev Vagts* (New York: Cambridge University Press 2010), 417
- Béraudo, Jean-Paul, 'La Confidentialité et le Délibéré', in José Rosell (co-ord.) *Les Arbitres Internationaux: Colloque du 4 février* (Paris : Société de Législation Comparée 2005), 101
- Berman, Franklin, 'The International Court of Justice as an 'Agent' of Legal Development', in Christian J. Tams & Joan Sloan (eds.) *The Development of International by the International Court of Justice* (New York: Oxford University Press 2013), 7
- Bilder, Richard. I. 'International Dispute Settlement and the Role of International Adjudication', in Lori Fisler Damrosch (ed.) *The International Court of Justice at a Crossroads* (New York: Transnational Publishers 1987), 155
- Blom-Cooper, Louis and Drewry, G., *Final Appeal: A Story of the House of Lords in its Judicial Capacity* (New York: Oxford University Press 1972)

- Bodnar, Adam, 'Res Interpretata: Legal Effect of the European Court of Human Rights' judgments for other States Than Those Which Were Party to the Proceedings', in Yves Haeck & Eva Brems (eds.) *Human Rights and Civil Liberties in the 21st Century* (Berlin: Springer 2014), 226
- Broude, Tomer 'Fragmentation(s) of International Law: On Normative Integration as Authority Allocation', in Yuval Shany *et al* (eds.) *The Shifting Allocation of Authority in International Law: Considering Sovereignty, Supremacy and Subsidiarity: Essays in honour of Professor Ruth Lapidoth* (London: Hart Publishing 2008), 99
- Brown, Chester, *A Common Law of International Adjudication* (New York: Oxford University Press 2007)
- Brown, Chester, 'Inherent Powers in International Adjudication', in Cesare Romano *et al* (eds.) *The Oxford Handbook of International Adjudication* (New York: Oxford University Press 2015), 829
- Brown Scott, James (director), *Proceedings of the Hague Peace Conference: The Conference of 1899* (New York: Oxford University Press 1920)
- Burgorgue-Larsen, Laurence and Úbeda de Torres, Amanda, *The Inter-American Court of Human Rights: Case Law and Commentary* (New York: Oxford University Press 2011)
- Burke, Ciarán, 'Moving while Standing Still: Law, Politics and Hard Cases', in Nikolas M. Rajkovic *et al* (eds.) *The Power of Legality: Practices of International Law and Politics* (New York: Cambridge University Press 2016), 125
- Cançado Trindade, Antonio Augusto, *El Ejercicio de la Función Judicial Internacional: Memorias de la Corte Interamericana de Derechos Humanos* (Santiago: Del Rey 2011)
- Cançado Trindade, Antonio Augusto *La humanización del Derecho Internacional Contemporáneo* (Mexico: UNAM 2014)
- Cançado Trindade, Antonio Augusto 'Une Ere d'Avancees Jurisprudentielles et Institutionnelles souvenirs de la Cour Interamericaine des Droits de l'Homme', in Ludovic Hennebel & Helen Tigroudja (eds.) *Le Particularisme Interaméricain des Droits de l'Homme: En l'honneur de 40^e anniversaire de la Convention Américaine des Droits de l'Homme* (Paris: Pedone 2009), 7
- Cardozo, Benjamin N., *Law and Literature and other Essays and Addresses* (New York: Harcourt, Brace and Company 1931)
- Cardozo, Benjamin N., *The Nature of the Judicial Process* (New Haven: Yale University Press 1921)
- Centro por la Justicia y el Derecho Internacional (CEJIL), *Documentos de Coyuntura: Aportes para el Proceso de Selección de Miembros de la Comisión y Corte Interamericana de Derechos Humanos* (2005)
- Cerna, Christina M., 'The Inter-American Court of Human Rights', in Chiara Giorgetti (ed.) *The Rules, Practice and Jurisprudence of International Courts and Tribunals* (Leiden: Martinus Nijhoff 2012), 368
- Chapus, René *Droit du Contentieux Administratif* (Montpellier : Montchrestien-Lextenso 2001)
- Charney, Jonathan I. 'Is International Law Threatened by Multiple International Courts and Tribunals?', (1998) 271 *Recueil des Cours de l'Académie de Droit International de la Haye*, 1
- Cheng, Bin, *General Principles of Law as Applied by International Courts and Tribunals* (New York: Cambridge University Press 2006)
- Chessa, Omar, *I Giudici del Diritto: Problemi Teorici della Giustizia Costituzionale* (Milan: FrancoAngeli 2014), 372

- Collins, Paul M., *Friends of the Supreme Court: Interest Groups and Judicial Decision Making* (New York: Oxford University Press 2008)
- Couvreur, Philippe, 'The Effectiveness of the International Court of Justice in the Peaceful Settlement of International Disputes', in A. Sam Muller *et al* (eds.) *The International Court of Justice: Its Future Role after Fifty Years* (Leiden: Martinus Nijhoff Publishers 1997), 83
- Couvreur, Philippe, 'The International Court of Justice', in Geert de Baere & Jan Wouters (eds.) *The Contribution of International and Supranational Courts to the Rule of Law* (London: Edward Elgar Publishing 2015), 85
- Crawford, James, *Brownlie's Principles of Public International Law* (8th edn, New York: Cambridge University Press 2012)
- Crawford, James and Pellet, Allain 'Anglo Saxon and Continental Approaches to Pleading before the ICJ', in Ian Buffard *et al* (eds.) *International Law between Universalism and Fragmentation: Festschrift in Honour of Gerhard Hafner* (Leiden: Martinus Nijhoff Publishers 2008), 931
- Cross, Rupert, *Precedent in English Law* (New York: Clarendon Press 1977)
- Cushing, Caleb, *The Treaty of Washington: Its Negotiation, Execution and the Discussions Relating Thereto* (New York: Harper & Brothers Publishers 1873)
- Currie, David P., *The Constitution in the Supreme Court: The First Hundred Years 1789 – 1888* (Chicago: University of Chicago Press 1985)
- Daillier, Patrick and Pellet, Allain, *Droit International Public* (9th edn, Paris: L.G.D.J. 2001)
- David, René, *Les Grands Systèmes de Droit Contemporains* (Paris: Dalloz 1964)
- Denti, Vittorio, 'Per Il Ritorno al Voto di Scissura nelle Decisioni Giudiziarie', in Costantino Mortati (ed.) *Le Opinioni Dissenzienti del Giudici Costituzionali ed Internazionali* (Milan: Giuffré 1964), 1
- de Pauw, Marijke, 'The Inter-American Court of Human Rights and the Interpretative Method of External Referencing', in Yves Haecks *et al* (eds.) *The Inter-American Court of Human Rights: Theory and Practice, Present and Future* (Cambridge: Interselia 2015), 3
- Domínguez, Cristina, 'The Inter-American Court of Human Rights and the European Court of Human Rights: From Observations to Interaction on Human Rights', in Yves Haecks *et al* (eds.) *The Inter-American Court of Human Rights: Theory and Practice, Present and Future* (Cambridge: Interselia 2015) 739
- Douglas, William *America Challenged* (New Jersey: Princeton University Press 2010)
- Dubuisson, Michel, *La Cour Internationale de Justice* (Paris: Librairie générale de droit et de jurisprudence 1964)
- Dupuy, Pierre-Marie, 'Competition among International Tribunals and the Authority of the International Court of Justice', in Ulrich Fastenrath *et al* (eds.) *From Bilateralism to Community Interest: Essays in Honour of Judge Bruno Simma* (New York: Oxford University Press 2011), 862
- Dupuy, Pierre-Marie, 'Recourse to the International Court of Justice for the purpose of Settling a Dispute', in Laurence Boisson de Chazournes *et al* (eds.) *Diplomatic and Judicial Means of Dispute Settlement* (Leiden: Martinus Nijhoff Publishers 2013) 59
- Dupuy, Pierre-Marie and Viñuales, Jorge E., 'The Challenge of 'Proliferation': An Anatomy of the Debate', in Cesare Romano *et al* (eds.) *The Oxford Handbook of International Adjudication* (New York: Oxford University Press 2015), 136

- Dyerve, Arthur, 'The French Constitutional Council', in András Jakab *et al* (eds.) *Comparative Constitutional Reasoning* (New York: Cambridge University Press 2017), 323
- Eyffinger, Arthur, *The International Court of Justice 1946 – 1996* (The Hague: Kluwer Publishers 1996)
- Fassbender, Bardo, 'Article 9', in Andreas Zimmermann *et al* (eds.), *The Statute of the International Court of Justice: A Commentary* (2nd edn, New York: Oxford University Press 2012), 292
- Fassbender, Bardo, 'The Representation of the "Main Forms of Civilization" and of the "Principal Legal Systems of the World" in the International Court of Justice', in Denis Alland *et al* (eds.) *Unity and Diversity in International Law: Essays in Honour of Professor Pierre-Marie Dupuy* (Leiden: Martinus Nijhoff Publishers 2014), 581
- Faude, Benjamin, 'How the Fragmentation of the International Judiciary Affects the Performance of International Judicial Bodies', in Teresa Squatrito *et al* (eds.) *The Performance of International Courts and Tribunals* (New York: Cambridge University Press 2018), 234
- Ferrer Mac-Gregor, Eduardo, 'Eficacia de la Sentencia Interamericana y la Cosa Juzgada Internacional (sobre el cumplimiento del caso *Gelman v. Uruguay*)', in Armin von Bogdandy *et al* (eds.) *Ius Constitutionale Commune en América Latina: Rasgos, Potencialidades y Desafíos* (Mexico: UNAM 2014), 329
- Frynys, Markus, 'Expanding Competences by Judicial Lawmaking: The Pilot Judgment Procedure of the European Court of Human Rights', in Armin Von Bogdandy & Ingo Venzke (eds.) *International Judicial Lawmaking* (Berlin: Springer 2012), 329
- Ganesan, Arthur V., 'The Appellate Body in its Formative Years: a personal perspective', in Gabrielle Marceau *et al* (eds.) *A History of Law and Lawyers in the GATT/ WTO: The Development of the Rule of Law in the Multilateral Trading System* (New York: Cambridge University Press 2015), 517
- Geach, Neal and Monaghan, Christopher (eds.), *Dissenting Judgments in the Law* (London: Wildy, Simmons and Hill Publishing 2012)
- Giorgetti, Chiara 'The Challenge and Recusal of Judges of the International Court of Justice', in Chiara Giorgetti (ed.) *Challenges and Recusals of Judges and Arbitrators in International Courts and Tribunals* (Leiden: Martinus Nijhoff Publishers 2015), 3
- Grant Cohen, Harlan *et al*, 'Legitimacy and International Courts – A Framework', in Nienke Grossman *et al* (eds.) *Legitimacy and International Courts* (New York: Cambridge University Press 2018), 1
- Greenwood, Christopher, 'Judicial Integrity and the Advisory Jurisdiction of the International Court of Justice', in Giorgio Gaja *et al* (eds.) *Enhancing the Rule of Law through the International Court of Justice* (Leiden: Martinus Nijhoff Publishers 2014), 63
- Greenwood Collier, John and Lowe, Vaughan *The Settlement of Disputes in International Law* (New York: Oxford University Press 1999)
- Gros Espiell, Héctor, *La Convención Americana y Convención Europea de Derechos Humanos: Análisis Comparativo* (Santiago: Editorial Jurídica de Chile 1991)
- Gross, André, 'Observations sur le mode de Délibération de la Cour Internationale de Justice', in Roberto Ago *et al* (eds.) *Il Processo Internazionale: Studi in Onore di Gaetano Morelli* (Paris: Pedone 1975), 377

- Gross, Leo, 'The International Court of Justice: Consideration of Requirements for Enhancing its role in the International Legal Order', in Leo Gross (ed.) *1 The Future of the International Court of Justice* (London: Oceana Publications 1976), 22
- Guillaume, Gilbert, 'Cultures Juridique et Delibere Judiciaire', in Societe Français pour le Droit International (ed.) *International Law and Diversity of Legal Cultures* (Paris: Pedone 2008), 399
- Guillaume, Gilbert 'Les Déclarations Jointes aux Décisions de la Cour Internationale de Justice', in Calixto A. Armas Barea *et al* (eds.), *Liber Amicorum 'In Memoriam' of José María Ruda* (The Hague: Kluwer Law International 2000), 421
- Haider, Dominik, *The Pilot-Judgment Procedure of the European Court of Human Rights* (Leiden: Martinus Nijhoff Publishers 2013)
- Hafner, Gerald, 'Should One Fear the Proliferation of Mechanisms for the Peaceful Settlement of Disputes?', in Lucius Caflisch (ed.) *The Peaceful Settlement of Disputes between States: Universal and European Perspectives* (Leiden: Martinus Nijhoff Publishers 1998), 25
- Hamilton, Alexander *et al*, *The Federalist* (New York: Liberty Fund 1961)
- Hennebel, Ludovic, *La Convention Américaine des Droits de l'Homme: Mécanismes de Protection et Étendue des Droits et Libertés* (Brussels: Bruylant 2007)
- Hennebel, Ludovic, 'La Cour Interamericaine des Droits de l'Homme: Entre Particularisme at Universalisme', in Ludovic Hennebel & Hellen Tigroudja (eds.) *Le Particularisme Interaméricain des Droits de l'Homme: En l'honneur de 40^e anniversaire de la Convention Américaine des Droits de l'Homme* (Brussels: Bruylant 2009), 75
- Higgins, Rosalyn, 'Non-identification of the majority and minority in the practice of the International Court of Justice', in Gabriel M. Wilner (ed.) *Jus et Societas: Essays in Tribute Wolfgang Friedmann* (Leiden Martinus Nijhoff 1979), 134
- Higgins, Rosalyn *2 Themes & Theories: Selected Essays, Speeches, and Writings in International Law* (New York: Oxford University Press 2009)
- Hildyard, Francis, *A Treatise on the Principles of the Law of Marine Insurance* (London: William Benning 1845)
- Hirschl, Ran, 'The Judicialization of Politics', in Robert E. Gooding (ed.) *The Oxford Handbook of Political Science* (Oxford University Press 2011), 253
- Hoof, Godefridus J. H., *Rethinking the Sources of International Law* (The Hague: Kluwer 1983)
- Hoffmann, Rainer and Laubner, Tilmann, 'Article 57', in Andreas Zimmermann *et al* (eds.), *The Statute of the International Court of Justice: A Commentary* (2nd edn, New York: Oxford University Press 2012), 1388
- Holls, Frederick William, *The Peace Conference at the Hague and its Bearings on International Law and Policy* (New York: The MacMillan Company 1900)
- Hudson, Manley O., *International Tribunals: Past and Future* (The Hague: Carnegie Endowment for International Peace & Brookings Institution 1944)
- Hudson, Manley O., *The Permanent Court of International Justice, 1920 – 1942: A Treatise* (New York: Ayer Co. Publishers 1943)
- Hughes, Charles Evans, *The Supreme Court of the United States: Its Foundation, Method and Achievements* (Columbia University Press 1928)
- Hussain, Ijaz, *Dissenting and Separate Opinions at the World Court* (Leiden: Martinus Nijhoff Publishers 1984)
- Jaremba, Urszula, *National Judges as EU Law Judges: The Polish Civil Law System* (Leiden: Martinus Nijhoff Publishers 2014)

- Jennings, Robert Y., 'The Collegiate Responsibility and Authority of the International Court of Justice', in Yoram Dinstein (ed.) *International Law at a Time of Perplexity: Essays in Honour of Shabtai Rosenne* (Leiden: Martinus Nijhoff 1989), 343
- Jennings, Robert Y., 'The Proper Work and Purposes of the International Court of Justice', in A. Muller *et al* (eds.) *The International Court of Justice: Its Future Role after Fifty Years* (Leiden: Martinus Nijhoff Publishers 1997), 33
- Jimenez Kwast, Patricia, 'Prohibitions on Dissenting Opinions in International Arbitration', in Cedric Ryngaert *et al* (eds.) *What's Wrong with International Law?: Liber Amicorum A.H.A. Soons* (Leiden: Martinus Nijhoff Publishers 2015), 127
- Jørgensen, Nina H. and Zahar, Alexander 'Deliberation, Dissent, Judgment', in Göran Sluiter *et al* (eds.) *International Criminal Procedure: Principles and Rules* (New York: Oxford University Press 2013), 1151
- Kingsbury, Benedict, 'International Court: Uneven Judicialization in Global Order', in James Crawford and Martti Koskeniemi (eds.) *The Cambridge Companion to International Law* (New York: Cambridge University Press 2012), 203
- Kohen, Marcelo, 'Considerations about What is Common: The I.C.J. and Specialised Bodies', in Pierre d'Argent & Jean Combacau (eds.) *Reflections on what remains private : essays on the limits of international law. Liber amicorum Joe Verhoeven* (Brussels: Bruylant 2014), 287
- Kolb, Robert, *The International Court of Justice* (London: Hart Publishing 2013)
- Koskeniemi, Martti, 'Advisory Opinions of the International Court of Justice as an instrument of Preventive Diplomacy', in Najeeb Al-Nauimi *et al* (eds.) *International Legal Issues Arising under the United Nations Decade of International Law* (Leiden: Martinus Nijhoff Publishers 1995), 599
- Kwiatkowska, Barbara, 'The 2007 *Nicaragua v. Colombia Territorial and Maritime Dispute* (Preliminary Objections) Judgment: A Landmark in the Sound Administration of Justice', in Isabelle Buffard *et al* (eds.) *International Law between Universalism and Fragmentation: Festschrift in Honour of Gerhard Hafner* (Leiden: Martinus Nijhoff Publishers 2008), 909
- Lachs, Manfred, 'Le juge international à visage découvert (Les opinions et le vote)', in *2 Estudios de Derecho Internacional: Homenaje al Profesor Miaja de la Muela* (Madrid: Tecnos 1979), 939
- Lachs, Manfred, 'The Revised Procedure of the International Court of Justice', in Frits Kalshoven (ed.) *Essays on the Development of the International Legal Order: In memory of Haro F. Van Panhuys* (Leiden: Martinus Nijhoff Publishers 1980), 21
- Lachs, Manfred, 'Some Reflections on the Contribution of the International Court of Justice to the development of International Law', (1983) 10 *Syracuse Journal of International law and Commerce*, 239
- Lauterpacht, Hersch, *Private Law Sources and Analogies of International Law* (London: Lawbook Exchange 1927)
- Lauterpacht, Hersch, *The Development of International Law by the International Court* (New York: Cambridge University Press 1958)
- Lauterpacht, Hersch, *The Function of Law in the International Community* (New York: Oxford University Press 1933)
- Lesko Langer, Magnus J. and Hansbury, Elise, 'Monitoring Compliance with the Decisions of Human Rights Courts: The Inter-American Particularism', in Laurence Boisson de Chazournes *et al* (eds.) *Diplomatic and Judicial Means of Dispute Settlement* (Leiden: Martinus Nijhoff Publishers 2013), 213

- Lowe, Vaughan and Tzanakopoulos, Antonio, 'The Development of the Law of the Sea by the International Court of Justice', in Christian J. Tams & Joan Sloan (eds.) *The Development of International Law by the International Court of Justice* (New York: Oxford University Press 2013), 177
- Andrew Lynch, 'What Makes a Dissent 'Great'?', in Andrew Lynch (ed.) *Great Australian Dissents* (New York: Cambridge University Press 2016), 1
- Maia, C. 'Le Jus Cogens dans la Jurisprudence de la Cour Interaméricaine des Droits de l'Homme', in Ludovic Hennebel & Helen Tigroudja (eds.) *Le Particularisme Interaméricain des Droits de l'Homme: En l'honneur de 40^e anniversaire de la Convention Américaine des Droits de l'Homme* (Paris: Pedone 2009), 271
- Mangis, Daniel, 'Dissent as Prophecy: Justice John Marshall Harlan's Dissent in *Plessy v. Ferguson* as the Religious Rhetoric of Law', in Clarke Rountree (ed.) *Brown v. Board of Education at Fifty: A Rhetorical Perspective* (New York: Lexington Books 2005), 23
- Manouvel, Mita, *Les Opinions Séparées à la Cour Internationale: Un Instrument de Contrôle du droit international prétorien par les États* (Paris: L'Harmattan 2005)
- Marceau, Gabrielle *et al.*, 'Introduction and Overview', in Gabrielle Marceau *et al.* (eds.) *A History of Law and Lawyers in the GATT/WTO: The Development of the Rule of Law in the Multilateral Trading System* (New York: Cambridge University Press 2015), 3
- Martens, Paul, 'La Pratique du Délibéré Collégial' in Jacques Englebert (ed.) *Questions de Droit Judiciaire Inspirées de L'affaire Fortis* (Paris: Larcier 2011), 9
- Mason, Alpheus Thomas, *William Howard Taft: Chief Justice* (New York: Simon & Schuster 1965)
- Martens, Paul, 'Sur les Louyatés Démocratiques du Juge', in Jean Verhoeven (ed.), *La Louyaté: Mélanges offerts à Étienne Cerexhe* (Paris: Larcier 1997), 249
- Matsushita, Mitso, 'Some Thoughts on the Appellate Body', in Patrick F. J. Macrory *et al.* (eds.) *The World Trade Organization: Legal, Economic and Political Analysis* (Berlin: Springer 2005), 1389
- Mendelson, Maurice, 'The International Court of Justice and the Sources of International Law', in Vaughan Lowe *et al.* (eds.) *Fifty Years of the International Court of Justice: Essays in Honour of Sir Robert Jennings* (New York: Cambridge University Press 1996), 60
- Meron, Theodor, 'Judge Thomas Buergenthal and the Development of International Law by International Courts', in Theodor Meron (ed.) *The Making of International Criminal Justice: The View from the Bench: Selected Speeches* (New York: Oxford University Press 2011), 240
- Merryman, John H., *The Civil Law Tradition: An Introduction to the Legal Systems of Western Europe and Latin America* (2nd edn, Palo Alto: Stanford University Press 2007)
- Mistri, Hemi, 'The Significance of Institutional Culture in Enhancing the Validity of International Criminal Tribunals', in Joanna Nicholson (ed.) *Strengthening the Validity of International Criminal Tribunals* (Leiden: Martinus Nijhoff Publishers 2017), 201
- Mosk, Richard M. and Ginsburg, Tom 'Dissenting Opinions in International Arbitration', in Matti Tupamäki (ed.) *Liber Amicorum Bengt Broms: Celebrating his 70th Birthday, 16 October 1999* (New York: Finnish Branch of the International Law Association 1999), 159

- Murphy, Sean D., 'International Judicial Bodies for Resolving Disputes between States', in Cesare Romano *et al* (eds.) *The Oxford Handbook on International Adjudication* (New York: Oxford University Press 2015), 181
- Murphy, Sean D., *Principles of International Law* (West Academic Publishing 2006)
- Neuman, Gerald L., 'Giving Meaning and Effect to Human Rights: The Contributions of Human Rights Committee Members', in Daniel Moeckli and Hellen Keller (eds.) *The Human Rights Covenants at 50: Their Past, Present and Future* (Oxford University Press 2018), 31
- Nieto Navia, Rafael, 'La Aplicación del Principio *Jura Novit Curia* por los órganos del Sistema Interamericano de Derechos Humanos', in Ernesto Rey Caro & Maria Cristina Rodríguez (eds.) *Estudios de Derechos Internacional en Homenaje a la Dra. Zlata Drnas de Clément* (Cordoba: Advocatus, 2014), 619
- Nollkaemper, André, *National Courts and the International Rule of Law* (New York: Oxford University Press 2011)
- Novak, Fabian, 'The Inter-American Court of Human Rights and Its Contribution to the Protection of Children's Rights', in Nerina Boschiero *et al* (eds.) *International Courts and the Development of International Law* (Berlin: Springer 2013), 513
- Oberleitner, Gerd 'Towards and International Human Rights Court', in Mashood. A. Baderin & Manisuli Ssenyonjo (eds.) *International Human Rights Law: Six Decades after the UDHR and Beyond* (London: Routledge 2010), 359
- O'Connell, Mary Ellen and VanderZee, Lenore, 'The History of International Adjudication', in Cesare Romano *et al* (eds.) *The Oxford Handbook of International Adjudication* (New York: Oxford University Press 2015), 42
- O'Connor, Sandra Day, *The Majesty of the Law: Reflections of a Supreme Court Justice* (New York: Random House 2003)
- Oellers-Frahm, Karin, 'Article 92', in Bruno Simma *et al* (eds.) *2 The Charter of the United Nations: A Commentary* (3rd edn, New York: Oxford University Press 2012), 1897
- Oxman, Bernard H., 'Separate and Dissenting Opinions and Their Absence: A Window on Decision-Making in the Tribunal', in Harry N. Scheiber *et al* (eds.) *Regions, Institutions and the Law of the Sea: Studies in Ocean Governance* (Leiden: Martinus Nijhoff Publishers 2013), 47
- Padelford, Norman J., 'The Composition of the International Court of Justice: Background and Practice', in Karl L. Deutsch & Stanley Hoffmann (eds.) *The Relevance of International Law: Essays in Honor of Leo Gross* (Cambridge: Schenkman Publishers 1968), 219
- Parker Walton, Frederick, *The Scope and Interpretation of the Civil Code of Lower Canada* (London: Butterworths 1980)
- Pasqualucci, Jo. M. *The Practice and Procedure of the Inter-American Court of Human Rights* (2nd edn, New York: Cambridge University Press, 2013)
- Paterson, Alan, *Final Judgment: The Last Law Lords and the Supreme Court* (London: Hart Publishing 2013)
- Pellet, Alain, 'Article 38', in Andreas Zimmermann *et al* (eds.), *The Statute of the International Court of Justice: A Commentary* (2nd edn, New York: Oxford University Press 2012), 731
- Petrén, Sture 'Forms of Expression of Judicial Activity', in Leo Gross (ed.) *1 The Future of the International Court of Justice* (London: Oceana Publications 1976), 445
- Popkin, William D., *Evolution of the Judicial Opinion: Institutional and Individual Styles* (New York: New York University Press 2007)

- Prager, Dietmar W., 'The Proliferation of International Judicial Organs: The Role of the International Court of Justice', in Niels Blokker & Henry Schermers (eds.) *Proliferation of International Organizations: Legal Issues* (Leiden: Martinus Nijhoff Publishers 2001), 279
- Prott, Lyndell V., *The Latent Power of Culture and the International Judge* (Sydney: Professional Books 1979)
- Quintana, Juan J., *Litigation at the International Court of Justice* (Leiden: Martinus Nijhoff Publishers 2015)
- Quintana, Juan J., 'The International Court of Justice and the Formulation of General International Law: The Law of Maritime Delimitation as an Example', in A. Muller *et al* (eds.) *The International Court of Justice: Its Future Role after Fifty Years* (Leiden: Martinus Nijhoff Publishers 1997), 367
- Rask Madsen, Mikael, 'Judicial Globalization and Global Administrative Law: The Proliferation of International Courts', in Sabino Cassese (ed.) *Research Handbook on Global Administrative Law* (London: Edward Elgar Publishing 2016), 282
- Rigaux, François, "Opinions Dissidentes, Opinions Séparées et Opinions Convergentes: l'Unanimité dans l'Exercice de la Fonction Judiciaire", in Gilbert Marchal, Closset *et al* (eds.) *Mélanges Jacques van Compernelle* (Brussels: Bruylant 2004), 575
- Raitio, Juha, *The Principle of Legal Certainty in EC Law* (Berlin: Springer 2003)
- Rasmussen, Hjalte, *On the Law and Policy in the European Court of Justice* (Berlin: Springer 1986)
- Reinisch, August, 'The Proliferation of International Dispute Settlement Mechanisms: The Threat of Fragmentation vs. the Promise of a More Effective System? Some Reflections from the Perspective of Investment Arbitration', in Isabelle Buffard *et al* (eds.) *International Law between Universalism and Fragmentation: Festschrift in Honour of Gerhard Hafner* (Leiden: Martinus Nijhoff Publishers 2008), 107
- Reisman, Michael W., *Nullity and Revision: The Review and Enforcement of International Judgments and Awards* (Martinus Nijhoff Publishers 1971)
- Reynold, Frederic, *Disagreement and Dissent in Judicial Decision-making* (London: Wildy, Simmonds & Hill Publishing 2013)
- Rivière, Florence, *Les Opinions Séparées des Juges à la Cour Européenne des Droits de l'Homme* (Brussels: Bruylant 2004)
- Robertson, Arthur Henry, *Collected Edition of the 'Travaux Préparatoires' of the European Convention of Human Rights: Third and Fourth Sessions of the Committee of Ministers, Conference of Senior Officials (30 March – 17 June 1950)* (Leiden: Martinus Nijhoff Publishers 1978)
- Robertson, Arthur Henry, *Collected Edition of the 'Travaux Préparatoires' of the European Convention of Human Rights: Preparatory Commission of the Council of Europe, Committee of Ministers, Consultative Assembly (11 May – 13 July 1949)* (Martinus Nijhoff Publishers 1975)
- Rodríguez Rescia, Victor, *Las Sentencias de la Corte Interamericana de Derechos Humanos: Guía Modelo para su Lectura y Análisis* (Costa Rica: Instituto Interamericano de Derechos Humanos 2009)
- Romano, Cesare *et al*, 'Mapping International Adjudicative Bodies', in Cesare Romano *et al* (eds.) *The Oxford Handbook of International Adjudication* (New York: Oxford University Press 2014), 1
- Rosenne, Shabtai, *Procedure in the International Court: A Commentary on the 1978 Rules of the International Court of Justice* (Leiden: Martinus Nijhoff Publishers 1983)
- Rosenne, Shabtai, 'The Composition of the Court', in Leo Gross (ed.) *1 The Future of the International Court of Justice* (London: Oceana Publishers 1976), 377

- Rosenne, Shabtai, *The Hague Peace Conferences of 1899 and 1907 and International Arbitration: Reports and Documents* (Leiden: Martinus Nijhoff Publishers 2001)
- Rosenne, Shabtai, *The Law and Practice of the International Court: 1920 – 2005* (Leiden: Martinus Nijhoff Publishers 2006)
- Runavot, Marie-Clotilde, 'La Fonction Consultative de la Cour Interaméricaine des Droits de l'Homme: Splendeurs et Misères de l'Avis du Juge Interaméricain', in Ludovic Hennebel & Hellen Tigroudja (eds.) *Le Particularisme Interaméricain des Droits de l'Homme: En l'honneur de 40^e anniversaire de la Convention Américaine des Droits de l'Homme* (Paris: Pedone 2009), 121
- Sánchez de Bustamante, Antonio, *The World Court* (New York: MacMillan 1944)
- Sauveplanne, Jean Georges, *Codified and Judge Made Law: The Role of Courts and Legislators in Civil and Common Law Systems* (Amsterdam: North-Holland Publishing 1982)
- Schabas, William A., 'Adoption of the Convention', in William A. Schabas (ed.) *The European Convention on Human Rights: A Commentary* (New York: Oxford University Press 2015), 3
- Schabas, William A., 'Article 45. Reasons for judgments and decisions', in William A. Schabas (ed.) *The European Convention on Human Rights: A Commentary* (New York: Oxford University Press 2015), 857
- Schwartz, Bernard, *A History of the Supreme Court* (New York: Oxford University Press 1993)
- Schwebel, Stephen, *Justice in International Law: Further Selected Writings of Stephen M. Schwebel* (New York: Cambridge University Press 2011)
- Schwebel, Stephen, 'National Judges and Judges *ad hoc*', in René-Jean Dupuy (ed.), *Mélanges en l'Honneur de Nicolas Valticos: Droit et justice* (Paris: Pedone 1999), 319
- Scovazzi, Tullio, 'Where the Judge approaches the Legislator: Some Cases relating to the Law of the Sea', in Nerina Bischiero et al (eds.) *International Courts and the Development of International Law: Essays in Honour of Tulio Treves* (Berlin: Springer 2013), 299
- Scott Davidson, J., *The Inter-American Court of Human Rights* (New Hampshire: Dartmouth 1992)
- Shahabuddeen, Mohamed, 'Municipal Law Reasoning in International Law', in in Vaughan Lowe et al (eds.) *Fifty Years of the International Court of Justice: Essays in Honour of Sir Robert Jennings* (Martinus Nijhoff Publishers 1996), 90
- Shahabuddeen, Mohammed, *Precedent at the World Court* (New York: Cambridge University Press 1996)
- Shaw, Malcom N., 'A Practical look at the International Court of Justice', in Malcom Evans (ed.) *Remedies in International Law: The Institutional Dilemma* (London: Hart Publishing 1998), 11
- Shinoda, Hideaki, *Re-examining Sovereignty: From Classical Theory to the Global Age* (London: MacMillan Palgrave 2000)
- Singh, Nagendra, *The Role and Record of the International Court of Justice* (Leiden: Martinus Nijhoff Publishers 1989)
- Sivakumaran, Sandesh, 'The International Court of Justice and Human Rights', in Sarah Joseph & Adam McBeth (eds.) *Research Handbook on International Human Rights Law* (London: Edward Elgar Publishing 2010), 299
- Sluiter, Göran, 'Unity and Division in Decision Making – The Law and Practice on Individual Opinions at the ICTY', in Bert Swart et al (eds.) *The Legacy of the International Criminal Tribunal for the Former Yugoslavia* (Oxford University Press 2011), 191

- Steger, Debra P., 'Improvements and Reform of the WTO Appellate Body', in Federico Ortino and Ernst-Ulrich Petersmann (eds.) *The WTO Dispute Settlement System* (The Hague: Kluwer 2004), 41
- Tamm, Ditlev, 'The History of the Court of Justice of the European Union Since its Origin', in Allan Rosas *et al* (eds.) *The Court of Justice and the Construction of Europe: Analyses and Perspectives on Sixty Years of Case-law* (Berlin: Springer 2013), 9
- Tams, Christian J., 'Law-making in Complex Processes: The World Court and the Modern Law of State Responsibility', in Christine Chinkin *et al* (eds.) *Sovereignty, Statehood and State Responsibility: Essays in Honour of James Crawford* (New York: Oxford University Press 2015), 287
- Tams, Christian J., 'The World Court's Role in the International Law-making Process', in Jost Delbrück *et al* (eds.) *Kiel's Contribution to International Law: Essays in Honour of the 100th Anniversary of the Walther Schücking Institute for International Law* (Berlin: Duncker & Humboldt 2014), 139
- Tanaka, Kotaro, 'Independence of International Judges', in Roberto Ago *et al* (eds.) *Il Processo Internazionale: Studi in Onore di Gaetano Morelli* (Paris: Giufreé 1975), 855
- Terris, Daniel; Romano, Cesare and Swigart, Lewis, *The International Judge: An Introduction to the Men and Women who decide the World's Cases* (New York: Oxford University Press, 2007)
- Thirlway, Hugh, 'Judicial Activism and the International Court of Justice', in Nisuke Ando *et al* (eds.) *1 Liber Amicorum Judge Shigeru Oda* (Leiden: Martinus Nijhoff Publishers 2002), 75
- Thirlway, Hugh, 'The Nuclear Weapons Advisory Opinions: The Declarations and Separate and Dissenting Opinions', in Laurence Boisson de Chazournes & Philippe Sands (eds.) *International Law, the International Court of Justice and Nuclear Weapons* (New York: Cambridge University Press, 1999), 390
- Thirlway, Hugh, 'The Proliferation of International Judicial Organs: Institutional and Substantive Questions – The International Court of Justice and Other International Courts', in Niels Blokker & Henry Schermers (eds.) *Proliferation of International Organizations: Legal Issues* (Leiden: Martinus Nijhoff Publishers 2001), 251
- Tigroudja, Hellen, 'La Fonction Consultative des Droits de l'Homme', in Alain Ondoua & David Szymczak (eds.) *La Fonction Consultative des Jurisdictions Internationales* (Paris : Pedone 2009), 67
- Treves, Tulio, 'Judicial Lawmaking in an Era of "Proliferation" of International Courts and Tribunals: Development or Fragmentation of International Law', in Rüdiger Wolfrum *et al* (eds.) *Developments of International Law in Treaty Making* (Springer 2005), 587
- Shany, Yuval *Assessing the Effectiveness of International Courts and Tribunals* (New York: Cambridge University Press 2014)
- Talaat al Ghunaimi, Mohammad, *The Muslim Conception of International Law and the Western Approach* (Leiden: Martinus Nijhoff Publishers 1968)
- Toffin, Jean-Louis, *La Dissidence à la Cour Permanente de Justice Internationale* (Paris : Imprimerie d'Art F-R 1937)
- Urofsky, Melvin L. *Dissent and the Supreme Court: Its Role in the Court's History and the Nation's Constitutional Dialogue* (New York: Pantheon Books 2015)
- Valguarnera, Filippo and Simoni, Alessandro, *La Tradizione Giuridica dei Paesi Nordici* (Turin: G. Giappichelli 2008)
- van Aaken, Anne and Motoc, Iulia, (eds.) *The European Convention on Human Rights and General International Law* (Oxford University Press 2018)

- van Dijk, Pieter *et al* (eds.), *Theory and Practice of the European Convention on Human Rights* (4th edn, Cambridge: Intersettia 2006)
- Vanesste, Frederic, *General International Law before Human Rights Courts: Assessing the Speciality Claims of Human Rights Law* (Cambridge: Intersettia 2009)
- Ventura Robles, Manuel, 'El Acceso Directo de la Víctima a la Corte Interamericana de Derechos Humanos: Un Ideal y una Lucha de Antonio A. Cançado Trindade', in Sergio Antonio Fabris (ed.) *2 Trends in the International Law of Human Rights, Studies in Honour of Professor Antonio Augusto Cançado Trindade* (Brasília: Nuria Fabris 2005), 213
- Verzijl, Jan Hendrik W., *International Law in Historical Perspective: Inter-state disputes and their settlement* (Leiden: Martinus Nijhoff Publishers 1976)
- Voeten, Erik, 'International Judicial Independence', in Jeffrey L. Dunoff & Mark A. Pollack (eds.) *Interdisciplinary Perspectives on International Law and International Relations: The State of the Art* (New York: Cambridge University Press 2012), 421
- von Bogdandy, Armin, 'Ius Constitutionale Commune Latinoamericanum. Una Aclaración Conceptual', in Armin von Bogdandy *et al* (eds.) *Ius Constitutionale Commune en América Latina: Rasgos, Potencialidades y Desafíos* (Mexico: UNAM 2014), 3
- von Bogdandy, Armin and Jacob, Marc, 'The Judge as Law-Maker: Thoughts on Bruno Simma's Declaration in the Kosovo Opinion', in Ulrich Fastenrath *et al* (eds.) *From Bilateralism to Community Interest: Essays in Honour of Judge Bruno Simma* (New York: Oxford University Press 2011), 809
- von Bogdandy, Armin and Venzke, Ingo, 'The Spell of Precedents: Lawmaking of International Courts and Tribunals', in Cesare Romano *et al* (eds.) *The Oxford Handbook of International Adjudication* (New York: Oxford University Press 2015), 503
- Vukas, Budislav, 'The Composition of the International Court of Justice', in Nerina Boschiero *et al* (eds.) *International Courts and the Development of International Law: Essays in Honour Tulio Treves* (Berlin: Springer 2013), 213
- Walker, Thomas G., 'Seriatim Opinions', in Kermit L. Hall *et al* (eds.) *The Oxford Companion to the Supreme Court of the United States* (2nd edn, New York: Oxford University Press 2005), 911
- Webb, Philippa, *International Judicial Integration and Fragmentation* (New York: Oxford University Press 2013)
- White, G. Edward, *The Marshall Court and Cultural Change: 1815 – 1835* (New York: Oxford University Press 1991)
- Wittich, Stephan, 'The Judicial Functions of the International Court of Justice', in Isabel Buffard *et al* (eds.) *International Law between Universalism and Fragmentation: Festschrift in Honour of Gerhard Hafner* (Leiden: Martinus Nijhoff Publishers 2008), 981
- Wood, Michael, 'Advisory Jurisdiction: Lessons from Recent Practice', in Holger P. Hestermeyer *et al* (eds.) *1 Coexistence, Cooperation and Solidarity: Liber Amicorum Rüdiger Wolfrum* (Leiden: Martinus Nijhoff Publishers 2012), 1833
- Yearwood, Ronnie R. F., *The Interaction between World Trade Organisation (WTO) Law and External International Law: the constrained openness of WTO law (a prologue to a theory)* (London: Routledge 2012), 84
- ZoBell, Karl M., 'L'Espressione di Giudizi Separati nella Suprema Corte: Storia della Scissione della Decisione Giudiziaria', in Costantino Mortati (ed.) *Le Opinioni Dissenzienti del Giudici Costituzionali ed Internazionali* (Milan: Giuffrè 1964), 61
- Zoller, Elisabeth 'La Pratique de l'opinion dissidente aux Etats-Unis', in Michel Ameller *et al* (eds.) *La République : Mélanges en l'honneur de Pierre Avril* (Paris : L.G.D.F. 2001), 609

Journal articles

- Akande, Dapo, 'Nuclear Weapons, Unclear Law? Deciphering the Nuclear Weapons Advisory Opinion of the International Court', (1997) 68 *British Yearbook of International Law*, 168
- Alder, John, 'Dissents in Courts of Last Resort: Tragic Choice?', (2000) 20 *Oxford Journal of Legal Studies*, 221
- Alford, Roger P., 'The Proliferation of International Courts and Tribunals: International Adjudication in Ascendance', (2000) 94 *American Society of International Law Proceedings*, 160
- Alter, Karen *et al*, 'How Context Shapes the Authority of International Courts', (2016) 79 *Law and Contemporary Problems*, 1
- Alvarez, José, 'The New Dispute Settlers: (Half) Truths and Consequences', (2003) 38 *Texas International Law Journal*, 405
- Alvarez-Jimenez, Alberto, 'The WTO-Appellate Body's Decision-making Process: A Perfect Model for International Adjudication?', (2009) 12 *Journal of International Economic Law*, 289
- Alvarez-Jimenez, Alberto, 'The WTO Appellate Body's Exercise of Judicial Economy', (2009) 12 *Journal of International Economic Law*, 393
- Amerasinghe, Chittaranjhan Felix, 'Judges of the International Court of Justice – Election and Qualifications', (2001) 14 *Leiden Journal of International Law*, 335
- Amram, Philip H., 'The Dissenting Opinion come to the German Courts', (1957) 6 *American Journal of Comparative Law*, 108
- Anand, Ram Prakash, 'The Role of Individual and Dissenting Opinions in International Adjudication', (1965) 14 *International and Comparative Law Quarterly*, 788
- Arroyo, Manuel, 'Dealing with Dissenting Opinions in the Award: Some Options for the Tribunal', (2008) 26 *Association Suisse de l'Arbitrage*, 432
- Austin, Joshua M., 'The Law of Citations and Seriatim Opinions: Were the Ancient Romans and the Early Supreme Court on the Right Track?', (2010) 31 *Northern Illinois University Law Review*, 19
- Azizi, Josef, 'Unveiling the EU Courts' Internal Decision-Making Process: A Case for Dissenting Opinions?', (2011) 12 *ERA Forum*, 49
- Bailliet, Cecilia M., 'Measuring Compliance with the Inter-American Court of Human Rights: The Ongoing Challenge of Judicial Independence in Latin America', (2013) 31 *Nordic Journal of Human Rights*, 477
- Baird, Vanessa and Jacobi, Tonja, 'How the Dissent becomes the Majority: Using Federalism to Transform Coalitions in the U.S. Supreme Court', (2009) 59 *Duke Law Journal*, 183
- Balcerzak, Michal, 'The Doctrine of Precedent in the International Court of Justice and the European Court of Human Rights', (2004) 27 *Polish Yearbook of International Law*, 131
- Bedjaoui, Mohammed, 'The "Manufacture" of Judgments at the International Court of Justice', (1991) 3 *Pace Yearbook of International Law*, 29
- Beduschi, Ana, 'The Contribution of the Inter-American Court of Human Rights to the Protection of Irregular Immigrants' Rights: Opportunities and Challenges', (2015) 34 *Refugee Survey Quarterly*, 45
- Benavides-Casals, María Angélica, 'El Efecto Erga Omnes de las Sentencias de la Corte Interamericana de Derechos Humanos', (2015) 27 *International Law, Revista Colombiana de Derecho Internacional*, 141

- Bergman, Matthew P., 'Dissent in the Judicial Process: Discord in Service of Harmony', (1991) 68 *Denver University Law Review*, 79
- Bertoni, Eduardo A., 'The Inter-American Court of Human Rights and the European Court of Human Rights: A Dialogue on Freedom of Expression Standards', (2009) 3 *European Human Rights Law Review*, 332
- Besson, Samanta, 'International Courts and the Jurisprudence of Statehood', (2019) 10 *Transnational Legal Theory*, 30
- Bianchi, Andrea, 'Choice and (the Awareness of) its Consequences: The ICJ's "Structural Bias" Strikes again in the Marshall Islands case', 111 *American Journal of International Law Unbound* (2017), 81
- Bilder, Richard B., 'International Dispute Settlement and the Role of International Adjudication', (1987) 1 *Emory Journal of International Dispute Resolution*, 142
- Binder, Christina, 'The Prohibition of Amnesties by the Inter-American Court of Human Rights', (2011) 12 *German Law Journal*, 1203
- Bloch, Israel, 'The Value of Dissent', (1930) 3 *Law Society Journal*, 7
- Boisson de Chazournes, Laurence, 'Plurality in the Fabric of International Courts and Tribunals: The Threads of a Managerial Approach', (2017) 28 *European Journal of International Law*, 1
- Boisson de Chazournes, Laurence and Heathcoat, Sarah, 'The Role of the International Adjudicator', (2001) 95 *American Society of International Law Proceedings*, 129
- Bonafé, Béatrice I., 'Establishing the Existence of a Dispute before the International Court of Justice: Drawbacks and Implications', (2018) 45 *Questions of International Law*, 3
- Bong Yu, Seon 'The Role of the Judge in the Common Law and Civil Law Systems: The Cases of the United States and European Countries', (1999) 2 *International Area Studies Review*, 35
- Bozzo, Peter; Edwards, Shimmy and Christine, April A. 'Many Voices, One Court: The Origins and the Role of Dissents in the Supreme Court', (2011) 36 *Journal of Supreme Court History*, 193
- Brenner, Saul and Heberlig, Eric S., "'In My Opinion...': Justices Opinion Writing in the U.S. Supreme Court, 1946 – 1997", (2002) 83 *Social Science Quarterly*, 762
- Brennan, William J., 'In Defense of Dissents', (1986) 37 *Hastings Law Journal*, 427
- Brower, Charles N. & Rosenberg, Charles B., 'The Death of the Two-Headed Nightingale: Why the Paulsson – Van den Berg presumption that Part-Appointed Arbitrators are Untrustworthy is Wrongheaded', (2013) 29 *Arbitration International*, 7
- Brown, Chester, 'The Cross-Fertilization of Principles relating to Procedure and Remedies in the Jurisprudence of International Courts and Tribunals', (2008) 30 *Loyola of Los Angeles International and Comparative Law Review*, 219
- Brown, Chester, 'The Inherent Powers of International Courts and Tribunals', (2006) 76 *British Yearbook of International Law*, 195
- Buergenthal, Thomas, 'Proliferation of International Courts and Tribunals: Is it Good or Bad?', (2001) 14 *Leiden Journal of International Law*, 267
- Buergenthal, Thomas, 'The Inter-American Court of Human Rights', (1982) 76 *American Journal of International Law*, 228
- Burgorgue-Larsen, Laurence, 'Between Idealism and Realism: A Few Comparative Reflections and Proposals on the Appointment Process of the Inter-American Commission and Court of Human Rights Members', (2015) 5 *Notre Dame Journal of International and Comparative Law*, 29
- Burgorgue-Larsen, Laurence, 'El Contexto, las técnicas y las consecuencias de la interpretación de la Convención Americana de los Derechos Humanos', (2014) 12 *Estudios Constitucionales*, 110

- Campbell III, J. Louis, 'The Spirit of Dissent', (1983) 66 *Judicature*, 305
- Cançado Trindade, Antonio Augusto, 'Contemporary International Tribunals: Their Contributing Jurisprudential Cross-Fertilization, with Special Attention to the International Safeguard of Human Rights', (2012) 1 *The Global Community Yearbook of International Law and Jurisprudence*, 188
- Carozza, Paolo G. 'The Anglo-Latin divide and the future of the Inter-American System of Human Rights', (2015) 5 *Notre Dame Journal of International and Comparative Law*, 153
- Chakste, Mintauts, 'Soviet Concepts of the State, International Law and Sovereignty', (1949) 43 *American Journal of International Law*, 21
- Chandrasekhara Rao, Patibandla, 'ITLOS: The First Six Year', (2002) 6 *Max Planck Yearbook of United Nations Law*, 183
- Chinkin, Christine M., 'The Challenge of Soft Law: Development and Change in International Law', (1989) 38 *International and Comparative Law Quarterly*, 850
- Cohn, Edward J., 'Dissenting Opinions in German Law', (1957) 6 *International and Comparative Law Quarterly*, 540
- Corso, Lucia, 'Dissenting Opinion, Judicial Review and Democracy', (2010) 14 *Mediterranean Journal of Human Rights*, 159
- Crook, John R., 'The International Court of Justice and Human Rights', (2004) 1 *Northwestern Journal of International Human Rights*, 1
- Cross, Rupert 'The Ratio Decidendi and a Plurality of Speeches in the House of Lords', (1977) 93 *Law Quarterly Review*, 378
- Crowe, Jonathan, 'Dworkin on the Value of Integrity', (2007) 12 *Deakin Law Review*, 167
- Dainow, Joseph, 'The Civil Law and the Common Law: Some Points of Comparison', (1967) 15 *American Journal of Comparative Law*, 419
- Dainow, Joseph, 'The Constitutional and Judicial Organization of France and Germany and Some Comparisons of the Civil Law and Common Law Systems', (1961) 37 *Indiana Law Journal*, 1
- de Brabandere, Eric, 'The Use of Precedent and External Case Law by the International Court of Justice and the International Tribunal for the Law of the Sea', (2016) 15 *The Law & Practice of International Courts and Tribunals*, 24
- de Zayas, Alfred 'Individual Opinions in the Practice of the Human Rights Committee under the Optional Protocol to the Covenant on Civil and Political Rights', in Sergio Antonio Fabris (ed.) 3 *Trends in the International Law of Human Rights, Studies in Honour of Professor Antonio Augusto Cançado Trindade* (Brasilia: Nuria Fabris 2005), 537
- Douglas, William O., 'The Dissent: A Safeguard of Democracy', (1948) 32 *Journal of the American Judicature Society*, 104
- Dugard, John, 'The Nuclear Tests Cases and South West Africa Cases: Some Realism about the International Judicial Decision', (1976) 16 *Virginia Journal of International Law*, 463
- Dulitzky, Ariel E., 'An Inter-American Constitutional Court? The Invention of the Conventionality Control by the Inter-American Court of Human Rights', (2015) 50 *Texas Law Review*, 45
- Dumbauld, Edward, 'Dissenting Opinions in International Adjudication', (1942) 90 *University of Pennsylvania Law Review*, 929
- Dunoff, Jeffrey L. and Pollack, Mark. A., 'The Judicial Trilemma', (2017) 111 *American Journal of International Law*, 225
- Edward, David, 'How the Court of Justice Works', (1995) 20 *European Law Review*, 539

- Edwards, Harry T., 'The Effects of Collegiality on Judicial Decision Making', (2003) 151 *University of Pennsylvania Law Review*, 1639
- Ehlermann, Claus-Dieter, 'Reflections on the Appellate Body of the WTO', (2003) 6 *Journal of International Economic Law*, 695
- Epstein, Lee, Landes, William M. and Posner, Richard A., 'Why (and When) Judges Dissent: A Theoretical and Empirical Analysis', (2011) 3 *Journal of Legal Analysis*, 101
- Evans, Evan A. 'The Dissenting Opinion – Its Use and Abuse', (1938) 3 *Modern Law Review*, 120
- Falk, Richard A., 'Nuclear Weapons, International Law and the World Court: A Historic Encounter', (1997) 91 *American Journal of International Law*, 73
- Fergusson Hogg, James, 'Peace-keeping Costs and Charter Obligations – Implications of the International Court of Justice Decision on *Certain Expenses of the United Nations*', (1962) 62 *Columbia Law Review*, 1230
- Feria Tinta, Monica, "'Dinosaurs" in Human Rights Litigation: The use of *Ad Hoc* Judges in Individual Complaints before the Inter-American Court of Human Rights', (2004) 3 *The Law & Practice of International Courts and Tribunals*, 79
- Feria Tinta, Monica, 'La Víctima ante la Corte Interamericana de Derechos Humanos a 25 años de su funcionamiento', (2006) 43 *Revista Instituto Interamericano de Derechos Humanos*, 159
- Fernández de Gurmendi, Silvia, 'Judges: Selection, Competence, Collegiality', (2018) 112 *American Journal of International Law Unbound*, 163
- Ferrer MacGregor, Eduardo, 'What Do We Mean When We Talk About Judicial Dialogue?: Reflections of a Judge of the Inter-American Court of Human Rights', (2017) 30 *Harvard Human Rights Journal*, 89
- Fish, Peter G., 'Secrecy and the Supreme Court: Judicial Indiscretion and Reconstruction Politics', (1967) 8 *William and Mary Law Review*, 225
- Fitzmaurice, Gerald, 'Hersch Lauterpacht – The Scholar as a Judge', (1961) 37 *British Yearbook of International Law*, 13
- Fitzmaurice, Gerald, 'The Law and Procedure of the International Court of Justice: General Principles and Substantive Law', (1950) 27 *British Yearbook of International Law*, 1
- Flanders Jr., Robert G. 'The Utility of Separate Judicial Opinions in Appellate Courts of Last Resort: Why Dissents are Valuable', (1999) 4 *Roger Williams University Law Review*, 401
- Fleischhauer, Carl-August 'The Relationship between the International Court of Justice and the Newly Created International Tribunal for the Law of the Sea in Hamburg', (1997) 1 *Max Planck Yearbook of United Nations Law*, 327
- Flett, James, 'Collective Intelligence and the Possibility of Dissent: Anonymous Individual Opinions in WTO Jurisprudence', (2010) 13 *Journal of International Economic Law*, 287
- Forlati, Serena *The International Court of Justice: An Arbitral Tribunal or a Judicial Body?* (Berlin: Springer 2014)
- Frankfurter, Felix, 'Mr. Justice Robert', (1955) 104 *University of Pennsylvania Law Review*, 311
- Freixes, Teresa, 'La Practique des opinions dissidentes en Espagne', (2000), 8 *Les Cahiers du Conseil Constitutionnel*, 50
- Fuld, Stanley H., 'The Voices of Dissent', (1962) 62 *Columbia Law Review*, 923
- García-Mora, Manuel R., 'The Colombian-Peruvian Asylum Case and the Doctrine of Human Rights', 37 *Virginia Law Review* (1952), 928

- García-Sayán, Diego, 'The Inter-American Court and Constitutionalism in Latin America', (2011) 89 *Texas Law Review*, 1835
- García-Sayán, Diego, 'The Role of the Inter-American Court of Human Rights in the Americas', (2012) 19 *University of California Davis Journal of International Law & Policy*, 105
- Ghandi, Sandy, 'Human Rights and the International Court of Justice: The *Ahmadou Sadio Diallo Case*' (2011) 11 *Human Rights Law Review*, 527
- Ginsburg, Ruth Bader, 'Remarks on Writing Separately', (1990) 65 *Washington Law Review*, 133
- Ginsburg, Ruth Bader, 'The Role of Dissenting Opinions', (2010) 95 *Minnesota Law Review*, 1
- Ginsburg, Tom, 'Bounded Discretion in International Judicial Lawmaking', (2005) 46 *Virginia Journal of International Law*, 631
- Goldman, Robert K., 'History and Action: The Inter-American Human Rights System and the Role of the Inter-American Commission on Human Rights', (2009) 31 *Human Rights Quarterly*, 856
- Greer, Steven and Wildhaber, Luzius, 'Revisiting the Debate about 'constitutionalising' the European Court of Human Rights', (2013) 12 *Human Rights Law Review*, 655
- Green, L. C., 'Right of Asylum case', (1951) 4 *International Law Quarterly*, 229
- Grievens, Forest L. 'Reform of the Method of Rendering Decisions in the International Court of Justice', (1970) 64 *American Journal of International Law* 144
- Gros Espiell, Héctor, 'Opiniones Disidentes y Separadas en la Corte Interamericana de Derechos Humanos', (1987 – 1989) 3 *Anuario Argentino de Derecho Internacional*, 23
- Grzybowski, Kazimierz, 'Socialist Judges in the International Court of Justice', (1964) 3 *Duke Law Journal*, 536
- Guillaume, Gilbert, 'The Future of International Judicial Institutions', (1995) 44 *International and Comparative Law Quarterly*, 862
- Hambro, Edvard, 'The Authority of the Advisory Opinions of the International Court of Justice', (1954) 3 *International and Comparative Law Quarterly*, 5
- Handelsman Shugerman, Jed, 'A Six-Three Rule: Reviving Consensus and Deference on the Supreme Court', (2003) 37 *Georgia Law Review*, 893
- Harrington, Alexandra R., 'Internalizing Human Rights in Latin America: The Role of the Inter-American Court of Human Rights System', (2012) 26 *Temple International and Comparative Law Journal*, 1
- Helfer Lawrence R. and Alter, Karen, 'Legitimacy and Lawmaking: A Tale of Three International Courts', (2013) 14 *Theoretical Enquiries in Law*, 479
- Helfer, Lawrence and Slaughter, Ann-Marie, 'Toward a Theory of Effective Supranational Adjudication', (1997) 107 *Yale Law Journal*, 273
- Helfer, Lawrence R. *et al*, 'Transplanting the European Court of Justice: The Experience of the Andean Tribunal of Justice', (2011) 1 *Oñati Socio-Legal Series*, 1
- Henderson, M. Tood, 'From Seriatim to Consensus and Back Again: A Theory of Dissent', (2007) *Supreme Court Review*, 283
- Hennebel, Ludovic, 'The Inter-American Court of Human Rights: The Ambassador of Universalism', (2011) 24 *Quebec Journal of International Law*, 57
- Hensley, Thomas R., 'Bloc Voting on the International Court of Justice', (1978) 22 *The Journal of Conflict Resolution*, 39
- Hensley, Thomas R., 'National Bias and the International Court of Justice', (1968) 12 *Midwest Journal of Political Science*, 568

- Hereschoff Barlett, Charles A., 'Dissenting Opinions', (1906) 32 *Law Magazine & Review: A Quarterly Review of Jurisprudence*, 46
- Hernández, Gleider I., 'A Reluctant Guardian: The International Court of Justice and the Concept of International Community', (2013) 83 *British Yearbook of International Law*, 13
- Hernández, Gleider I., "Impartiality and Bias at the International Court of Justice", (2012) 1 *Cambridge Journal of International and Comparative Law*, 183
- Hernández, Gleider I., 'Systemic Judicial Authority: The "Fourth Corner" of "the Judicial Trilemma"?', (2017) 111 *American Journal of International Law Unbound*, 349
- Hernández, Gleider I., 'The Judicialization of International Law: Reflections on the Empirical Turn', (2014) 25 *European Journal of International Law*, 919
- Higgins, Rosalyn, 'Human Rights in the International Court of Justice', (2007) 20 *Leiden Journal of International Law*, 745
- Hillman, Jennifer, 'Independence at the Top of the Triangle: Best Resolution of the Judicial Trilemma?', (2017) 111 *American Journal of International Law Unbound*, 364
- Hobson, Charles F., 'Defining the Office: John Marshall as Chief Justice', (2006) 154 *University of Pennsylvania Law Review*, 1421
- Huneus, Alexandra, 'Constitutional Lawyers and the Inter-American Court's varied Authority', (2016) 79 *Law and Contemporary Problems*, 179
- Isaïa, Henri, 'Les Opinions Dissidentes des Juges Socialistes dans la Jurisprudence de la Cour Internationale de Justice', (1975) 79 *Revue General de Droit International Public*, 657
- Jackson, Robert H., 'Advocacy before the Supreme Court: Suggestions for Effective Case Presentation', (1951) 37 *American Bar Association Journal*, 861
- Jacobson, Arthur J., 'Publishing Dissent', (1994) 62 *Washington and Lee Law Review*, 1607
- Jain, Neha, 'Radical Dissents in International Criminal Trials', (2017) 28 *European Journal of International Law*, 1163
- Jennings, Robert Y., 'The Role of the International Court of Justice', (1997) 68 *British Yearbook of International Law*, 41
- Jennings, Robert Y., 'The Internal Judicial Practice of the International Court of Justice', (1988) 59 *British Yearbook of International Law*, 31
- Jesus, Jose Luis, "Judges *ad hoc* in the International Tribunal for the Law of the Sea", in Holger P. Hestermeyer *et al* (eds.), 2 *Coexistence, Cooperation and Solidarity: Liber Amicorum Rüdiger Wolfrum* (Leiden: Martinus Nijhoff Publishers 2012), 1661
- Jhabvala, Farrokh, 'Declarations by Judges of the International Court of Justice', (1978) 72 *American Journal of International Law*, 830
- Keith, Kenneth J., 'International Court of Justice: Reflections on the Electoral Process', (2010) 9 *Chinese Journal of International Law*, 49
- Keith, Kenneth J., 'Resolving International Disputes: The Role of Courts', (2009) 7 *New Zealand Yearbook of International Law*, 255
- Keith, Kenneth J., 'The International Court of Justice: *Primus inter pares*?', (2008) 5 *International Organizations Law Review*, 7
- Kelemen, Karl, 'Dissenting Opinions in Constitutional Courts', (2013) 14 *German Law Journal* 1345
- Kelman, Maurice, 'The Forked Path of Dissent', (1985) 20 *Supreme Court Review*, 227
- Kelsh, John P., 'The Opinion Delivery Practices of the United States Supreme Court 1970 – 1945', (1999) 77 *Washington University Law Quarterly*, 137
- Keohane, Robert O. *et al*, 'Legalized Dispute Resolution: Interstate and Transnational', (2000) 54 *International Organization*, 457

- Kirby, Michael D., "Judicial Dissent – Common Law and Civil Law Traditions", (2007) 123 *Law Quarterly Review*, 329
- Kooijmans, Pieter, 'The ICJ in the 21st Century: Judicial Restraint, Judicial Activism and Proactive Judicial Policy', (2007) 56 *International and Comparative Law Quarterly*, 741
- Koskenniemi, Marti, 'International Law in Europe: Between Tradition and Renewal', (2005) 16 *European Journal of International Law*, 113
- Korovin, Eugene, 'Respect for Sovereignty: An Unchanging Principle of Soviet Foreign Policy', (1956) 11 *International Affairs*, 32
- Kosar, David and Lixinski, Lucas, 'Domestic Judicial design by International Human Rights Courts', (2015) 109 *American Journal of International Law*, 713
- Kozinski, Alex and Burnham, James, 'I Say Dissent, You Say Concurral', (2012) 121 *Yale Law Journal Online*, 601
- Kuijer, Martin, 'Voting Behaviour and National Bias in European Court of Human Rights and the International Court of Justice', (1997) 10 *Leiden Journal of International Law*, 49
- Lachs, Manfred, 'A Few Thoughts on the Independence of Judges of the International Court of Justice', (1987) 25 *Columbia Journal of Transnational Law*, 593
- Laffranque, Julia, 'Dissenting Opinion in the European Court of Justice – Estonia's Possible Contribution to the Democratisation of the European Union Judicial System', (2004) 9 *Juridica International*, 1
- Laffranque, Julia, 'Dissenting Opinion and Judicial Independence', (2003) 8 *Juridica International*, 162
- Lécuyer, Yannick, "Le Secret Du Délibéré les Opinions Séparées et la Transparence", (2004) 57 *Revue Trimestrielle des Droits de l'Homme*, 197
- Levin, Andrew J., 'Mr. Justice William Johnson, Creative Dissenter', (1944) 43 *Michigan Law Review*, 497
- Lewis, Meredith K., 'The Lack of Dissent in WTO Dispute Settlement', (2006) 9 *Journal of International Economic Law*, 895
- L'Heureux-Dube, Claire, 'The Dissenting Opinion: Voice of the Future?', (2000) 38 *Osgoode Hall Law Journal*, 495
- Lillich, Richard B. and White, Edward, 'The Deliberation Process of the International Court of Justice: A Preliminary Critique and some Possible Reforms', (1976) 70 *American Journal of International Law*, 29
- Lindblom, Per Henrik, 'The Role of the Supreme Courts in Scandinavia', (2000) 39 *Scandinavian Studies in Law*, 324
- Linton, Suzannah and Tiba, Firew K., 'The International Judge in an Age of Multiple International Courts and Tribunals', (2009) 9 *Chicago Journal of International Law*, 407
- Little, Rory K., 'Reading Justice Brennan: Is There a "Right" to Dissent?', (1999) 50 *Hastings Law Journal*, 683
- Lucaire, François, 'La Transposition des opinions dissidentes en France est-elle souhaitable? "Contre": Le point de vue de deux anciens membres du Conseil constitutionnel', (2000) 8 *Les Cahiers du Conseil Constitutionnel*, 1
- Lusa Bordin, Fernando, 'Procedural Developments at the International Court of Justice', (2017) 16 *The Law and Practice of International Courts and Tribunals*, 307
- Lynch, Andrew, 'Dissent: The Rewards and Risks of Judicial Disagreement in the High Court of Australia', (2003) 27 *Melbourne University Law Review*, 724
- Lynch, Andrew, 'Dissent: Towards a Methodology for Measuring Judicial Disagreement in the High Court of Australia', (2002) 24 *Sydney Law Review*, 740

- Lynch, Andrew, 'Is Judicial Dissent Constitutionally Protected?', (2004) 4 *Macquarie Law Journal*, 81
- Lynch, Andrew, 'The Intelligence of a Future Day: The Vindication of Constitutional Dissent in the High Court Australia – 1981-2003', (2007) 29 *Sydney Law Review*, 195
- Mackay Cooper, Thomas, 'The Common and the Civil Law – A Scot's View', (1950) 63 *Harvard Law Review*, 468
- Mackenzie, Ruth and Sands, Philippe, 'International Courts and Tribunals and the Independence of the International Judge', (2003) 44 *Harvard International Law Journal*, 271
- MacLean, Roberto G., 'Judicial Discretion in the Civil Law', (1982) 43 *Louisiana Law Review* 45
- Mahoney, Paul, 'The International Judiciary – Independence and Accountability', (2008) 7 *The Law & Practice of International Courts and Tribunals*, 313
- Malenovský, Jirí, 'Les Opinions Séparées et leurs Répercussions sur l'Indépendance du juge International', (2010) 3 *Colombian Yearbook of International Law*, 27
- Malír, Jan, 'Judicialization of International Relations: Do International Courts Matter?', (2013) 3 *The Lawyer Quarterly*, 208
- Mann, Francis A., 'Fusion of the Legal Profession?', (1977) 93 *The Law Quarterly Review*, 367
- Martinez Fraga, Pedro J. and Samra, Harout J., 'A Defense of Dissents in Investment Arbitration', (2012) 43 *University of Miami Inter-American Law Review*, 445
- Mayr, Teresa F. and Mayr-Singer, Jelka, 'Keep the Wheels Spinning: The Contributions of Advisory Opinions of the International Court of Justice to the Development of International Law', (2016) 76 *Zeitschrift für Ausländisches Öffentliches Recht und Völkerrecht*, 425
- McCorquodale, Robert, 'Defining the International Rule of Law: Defying Gravity?', (2016) 65 *International and Comparative Law Quarterly*, 277
- McRae, Donald M. 'The WTO and International Law: Tradition continued or New Frontier', (2000) 3 *Journal of International Economic Law*, 27
- McWhinney, Edward, 'Law, Politics and 'Regionalism' in the Nomination and Election of World Court Judges', (1986) 13 *Syracuse Journal of International Law & Commerce*, 1
- Medina Quiroga, Cecilia, 'Modificación de los reglamentos de la Corte Interamericana de Derechos Humanos y de la Comisión Interamericana de Derechos Humanos al procedimiento de peticiones individuales ante la Corte', (2011) 7 *Anuario de Derechos Humanos*, 110
- Mello, Michael, 'Adhering to Our Views: Justices Brennan and Marshall and the Relentless Dissent to Death as a Punishment', (1995) 22 *Florida State University Law Review*, 591
- Mensah, Thomas A., 'Provisional Measures in the International Tribunal for the Law of the Sea', (2002) 62 *Zeitschrift für Ausländisches Öffentliches Recht und Völkerrecht*, 44
- Merrills, John G., 'Images and Models in the World Court: The Individual Opinions in the North Sea Continental Shelf Cases', (1978) 41 *Modern Law Review*, 638
- Meron, Theodor, 'Anatomy of an International Criminal Tribunal', (2006) 100 *American Society of International Law Proceedings*, 279
- Mistri, Hemi, 'The Paradox of Dissent: Judicial Dissent and the Projects of International Criminal Justice', (2015) 13 *Journal of International Criminal Justice*, 449

- Morgan, Donald G., 'The Origin of Supreme Court Dissent', (1953) 10 *William and Mary Quarterly*, 353
- Morgan-Foster, Jason, *et al*, 'The International Court of Justice in the *Leiden Journal*: A Retrospective', (2017,) 30 *Leiden Journal of International Law*, 571
- Munday, Roderick, '"All for One and One for All" The Rise to Prominence of Composite Judgment within the Civil Division of the Court of Appeal', (2002) 61 *Cambridge Law Journal*, 321
- Munday, Roderick, 'Judicial Configurations: Permutations of the Court and Properties of Judgment', (2002) 61 *Cambridge Law Journal*, 612
- Musmanno, Michael A., 'Dissenting Opinions', (1956) 60 *Dickinson Law Review*, 139
- Nadelmann, Kurt H., 'The Judicial Dissent: Publication v. Secrecy', (1959) 8 *American Journal of Comparative Law*, 415
- Negishi, Yota, 'The *Pro Homine* Principle's Role in Regulating the relationship between Conventionality Control and Constitutionality Control', (2017) 28 *European Journal of International Law*, 457
- Nicola, Fernanda G., 'National Legal Traditions at Work in the Jurisprudence of the Court of Justice of the European Union (2016) 64 *The American Journal of Comparative Law*, 865
- Nelissen, Bart, 'Judicial Loyalty Through Dissent or Why the Timing is Perfect for Belgium to Embrace Separate Opinions', (2011) 15 *Electronic Journal of Comparative Law*, 1
- Nikken, Pedro, 'Una Revisión Crítica del Sistema Interamericano de Derechos Humanos: Pasado, Presente y Futuro', (2007) 3 *Anuario de Derechos Humanos*, 51
- Note, 'From Consensus to Collegiality: The Origins of the 'Respectful' Dissent', (2011) 124 *Harvard Law Review*, 1308
- Neuman, Gerald L., 'Import, Export, and Regional Consent in the Inter-American Court of Human Rights' (2008) 19 *European Journal of International Law*, 101
- Obregon, Liliana, 'Noted for Dissent: The International Life of Alejandro Alvarez', (2006) 19 *Leiden Journal of International Law*, 983
- O'Connell, Mary E., 'Enforcement and the Success of International Environmental Law', (1995) 5 *Indian Journal of Global Legal Studies*, 47
- Oellers-Frahm, Karin, 'Lawmaking through advisory opinions?', (2011) 12 *German Law Journal*, 1033
- Oldham, James, 'Review: From Blackstone to Bentham: Common Law versus Legislation in Eighteenth-Century Britain', (1991) *Michigan Law Review*, 1637
- Palombino, Fulvio Maria, 'Judicial Economy and Limitation of the Scope of the Decision in International Adjudication', (2010) 23 *Leiden Journal of International Law*, 909
- Pasqualucci, Jo. M., 'Advisory Practice of the Inter-American Court of Human Rights: Contributing to the Evolution of International Human Rights Law', (2002) 38 *Stanford Journal of International Law*, 241
- Pauwelyn, Joost, 'The Rule of Law without the Rule of Lawyers? Why Investment Arbitrators are from Mars, Trade Adjudicators are from Venus' (2015) 109 *American Journal of International Law*, 761
- Pellet, Allain, 'The Anatomy of Courts and Tribunals', (2008) 7 *The Law and Practice of International Courts and Tribunals*, 275
- Perju, Vlad, 'Reason and Authority in the European Court of Justice', (2009) 49 *Virginia Journal of International Law*, 307
- Petersen, Niels, 'Lawmaking by the International Court of Justice – Factors of Success', (2011) 12 *German Law Journal*, 1295

- Peterson, Samuel A., 'Dissent in American Courts', (1981) 43 *The Journal of Politics*, 412
- Pharand, Alphonse D., 'Analysis of the Opinion of the International Court of Justice on Certain Expenses of the United Nations', (1963) 1 *Canadian Yearbook of International Law*, 272
- Picker, Colin B., "International Law's Mixed Common Heritage: A Common/Civil Law Jurisdiction", (2008) 41 *Vanderbilt Journal of Transnational Law*, 1083
- Poole, Thomas, 'Sovereign Indignities: International Law as Public Law', (2011) 22 *European Journal of International Law*, 351
- Politis, Nicolas, 'How the World Court has Functioned', (1926) 4 *Foreign Affairs*, 451
- Popkin, William. D., 'A Common Lawyer on the Supreme Court: The Opinions of Justice Stevens', (1989) *Duke Law Journal*, 1087
- Portales, Carlos and Rodriguez-Pinzón, Diego, 'Building Prevention to Protect: The Inter-American Human Rights System', (2017) 10 *Colombian Yearbook of International Law*, 261
- Post, Robert, 'The Supreme Court Opinion as Institutional Practice: Dissent, Legal Scholarship, and Decision-making in the Taft Court', (2001) 85 *Minnesota Law Review*, 1267
- Pound, Roscoe, 'Cacoethes Dissentiendi: The Heated Judicial Dissent', (1953) 39 *American Bar Association Journal*, 794
- Primus, Richard A. 'Canon, Anti-canon, and Judicial Dissent', (1998) 48 *Duke Law Journal*, 243
- Prost, Lynda E., 'The Evolution of the Inter-American Court of Human Rights: Reflections of Present and Former Judges', (1992) 14 *Human Rights Quarterly*, 171
- Proulx, Vincent-Joël, 'The Marshall Islands Judgments and Multilateral Disputes at the World Court: Whither Access to International Justice?', (2017) 111 *American Journal of International Law Unbound*, 96
- Proulx, Vincent-Joël, 'The World Court's Jurisdictional Formalism and Its Lost Market Share: The Marshall Islands decision and the Quest for a Suitable Dispute Settlement Forum for Multilateral Disputes', (2017) 30 *Leiden Journal of International Law*, 925
- Quigley, John B., 'The New Soviet Approach to International Law', (1965) 1 *Harvard International Law Club Journal*, 1
- Rees, Peter J. and Rohn, Patrick, 'Dissenting Opinions: Can They Fulfil a Beneficial Role?', (2009) 25 *Arbitration International*, 329
- Romano, Cesare, 'A Taxonomy of International Rule of Law Institutions', (2012) 2 *Journal of International Dispute Settlement*, 241
- Romano, Cesare, 'The Proliferation of International Judicial Bodies: The Pieces of the Puzzle', (1999) 31 *New York University of International Law and Politics*, 709
- Rosenne, Shabtai, 'Sir Hersch Lauterpacht's Concept of the Task of the International Judge', (1961) 55 *American Journal of International Law*, 825
- Rousseau, Dominique, 'La Transposition des opinions dissidentes en France est-elle souhaitable? "Pour": Une opinion dissidente en faveur des opinions dissidentes', (2000) 8 *Les Cahiers du Conseil Constitutionnel*, 1
- Rowe, Gary D., 'The Sound of Silence: United States v. Hudson & Goodwin, the Jeffersonian Ascendancy, and the Abolition of Federal Common Law Crimes', (1992) 101 *Yale Law Journal*, 919
- Rubio-Marín, Ruth and Sandoval, Clara, 'Engendering the Reparations Jurisprudence of the Inter-American Court of Human Rights: The Promise of the Cotton Field Judgment', (2011) 33 *Human Rights Law Quarterly*, 1062

- Rudden, Bernard, 'Courts and Codes in England, France and Soviet Russia', (1973) 48 *Tulane Law Review*, 1010
- Ruiz-Chiriboga, Oswaldo, 'The Conventionality Control: Examples of (Un)Successful Experiences in Latin-America', (2010) 3 *Inter-American and European Human Rights Journal*, 200
- Ruiz-Chiriboga, Oswaldo, 'The Independence of the Inter-American Judge', (2011) 11 *The Law & Practice of International Courts and Tribunals*, 111
- Safta, Marieta, 'The Role of Dissenting and Concurring Opinions in the Constitutional Jurisdiction', (2016) 5 *Society of Juridical and Administrative Sciences*, 207
- Samore, William, 'National Origins v. Impartial Decisions: A Study of World Court Holdings', (1956) 34 *Chicago-Kent Law Review*, 193
- Samore, William, 'The World Court Statute and the Impartiality of the Judges', (1954) 34 *Nebraska Law Review*, 618
- Sanders, Joe W., 'The Role of Dissenting Opinions in Louisiana', (1963) 23 *Louisiana Law Review*, 673
- Sands, Philippe, 'Reflections on International Judicialization', (2016) 27 *European Journal of International Law*, 885
- Sarmiento Lamus, Andrés, 'Case of Indigenous Communities Kuna of Madungandí and Emberá of Bayano and its members v. Panama', (2015) 27 *International Law – Revista Colombiana de Derecho Internacional*, 9
- Sarmiento Lamus, Andrés, 'La Corte Internacional de Justicia y la intervención de terceros en cuestiones marítimas: a propósito de la decisión en las solicitudes de intervención de Costa Rica y Honduras en la Controversia Territorial y Marítima (Nicaragua vs. Colombia)', (2012) 5 *Colombian Yearbook of International Law*, 123
- Sarmiento Lamus, Andrés and Arévalo Ramírez, Walter, 'Non-appearance before the International Court of Justice and the Role and Function of Judges *ad hoc*', (2017) 16 *The Law and Practice of International Courts and Tribunals*, 398
- Scalia, Antonin, 'The Dissenting Opinion', (1994) 29 *Journal of the Supreme Court History*, 33
- Schwebel, Stephen. 'Human Rights in the World Court', (1991) 24 *Vanderbilt Journal of Transnational Law*, 945
- Schill, Stephan W., 'Crafting the International Economic Order: The Public Function of Investment Treaty Arbitration and its Significance for the Role of the Arbitrator', (2010) 23 *Leiden Journal of International Law*, 401
- Schill, Stephan. W. and Tevde, Katrine R., 'Mainstreaming Investment Treaty Jurisprudence: The Contribution of Investment Treaty Tribunals to the Consolidation and Development of General International Law', (2015) 14 *The Law and Practice of International Courts and Tribunals*, 94
- Schonsteiner, Judith, 'Dissuasive Measures and the Society as a Whole: A Working Theory of Reparations in the Inter-American Court of Human Rights', (2007) 23 *American University International Law Review*, 127
- Scobbie, Ian, 'Discontinuance in the International Court: The Enigma of the *Nuclear Tests Cases*', (1992) 41 *International and Comparative Law Quarterly*, 808
- Scobbie, Ian, 'Smoke, Mirrors and Killer Whales: The International Court's Opinion in the Israeli Barrier Wall', (2004) 9 *German Law Journal*, 1107
- Scobbie, Ian, '"Une Heresie en Matiere Judiciaire"? The Role of the Judge *ad hoc* in the International Court', (2005) 4 *The Law and Practice of International Courts and Tribunals*, 421
- Segal, Jeffrey A. and Spaeth, Harold J., 'The Influence of *Stare Decisis* on the votes of United States Supreme Court Justices', (1996) 40 *American Journal of Political Science*, 971

- Sepulveda-Amor, Bernardo, 'The International Court of Justice and the Law of the Sea', (2012) 12 *Mexican Yearbook of International Law*, 3
- Sereni, Angelo Piero, 'Les Opinions Individuelles et Dissidentes des Juges des Tribunaux Internationaux', (1964) 68 *Revue Générale de Droit International Public*, 819
- Shachor – Landau, Chava, 'The Judgment of the International Court of Justice in the Aerial Incident Case between Israel and Bulgaria', (1960) 8 *Archiv des Völkerrechts*, 277
- Shany, Yuval, 'No Longer a Weak Department of Power? Reflections on the Emergence of a New International Judiciary', (2009) 20 *European Journal of International Law*, 73
- Shaver, Lea, 'The Inter-American Human Rights System: An Effective Institution for Regional Human Rights Protection?', (2010) 9 *Washington University Global Studies Law Review*, 639
- Shaw, Malcom N., 'The International Court of Justice: A Practical Perspective', (1997) 46 *International and Comparative Law Quarterly*, 831
- Shelton, Dina, 'Form, Function and the Powers of International Courts', (2009) 9 *Chicago Journal of International Law*, 537
- Shelton, Dina, 'The Rule and the Reality of the of Petition Procedures in the Inter-American Human Rights System', (2004) *The Future of the Inter-American Human Rights System Working Paper No. 2*, 1
- Shepard, Randal T., 'What Can Dissents Teach Us?', (2005) 68 *Albany Law Review*, 337
- Smit Duijzentkunst, Barth L. and Dawnkins, Sophia L. R., 'Arbitrary Peace? Consent Management in International Arbitration', (2015) 26 *European Journal of International Law*, 139
- Simma, Bruno, 'Mainstreaming Human Rights: The Contribution of the International Court of Justice', (2012) 3 *Journal of International Dispute Settlement*, 7
- Simmons, Robert G., 'The Use and Abuse of Dissenting Opinions', (1956) 16 *Louisiana Law Review*, 497
- Simpson, Alex, 'Dissenting Opinions', (1923) 71 *University of Pennsylvania Law Review*, 205
- Smyth, Russell and Narayan, Paresh Kumar, 'Multiple Regime Shifts in Concurring and Dissenting Opinions on the U.S. Supreme Court', (2006) 3 *Journal of Empirical Legal Studies*, 79
- Sloan, F. Blaine, 'Advisory Jurisdiction of the International Court of Justice', (1950) 38 *California Law Review*, 830
- Smith, Hunter, 'Personal and Official Authority: Turn-of-the-Century Lawyers and the Dissenting Opinion', (2012) 24 *Yale Journal of Law & the Humanities*, 507
- Stager, Walter, 'Dissenting Opinions. Their Purpose and Results', (1925) 11 *The Virginia Law Register*, 395
- Suh, Il Ro, "Voting Behaviour of National Judges in International Courts", (1969) 63 *American Journal of International Law*, 230
- Taiana, Jorge E., 'The Legacy and Current Challenges of the Inter-American Commission on Human Rights', (2013) 20 *Human Rights Brief*, 42
- Tams, Christian J. and Tzanakopoulos, Antonio, 'Barcelona Traction at 40: the ICJ as Agent of Legal Development', (2010) 23 *Leiden Journal of International Law*, 781
- Thirlway, Hugh, 'The Drafting of ICJ Decisions: Some Personal Recollections and Observations', (2006) 5 *Chinese Journal of International Law*, 15
- Thirlway, Hugh, 'The International Court of Justice: Cruising Ahead at 70', (2016) 29 *Leiden Journal of International Law*, 1103

- Thirlway, Hugh, 'The Role of the International Court of Justice in the Development of International Law', (1995) 7 *Proceedings of the African Society of International and Comparative Law*, 103
- Tigroudja, Hellen, 'La Cour Interaméricaine des Droits de l'Homme au Service de l'Humanisation du Droit International Public. Propos Autour des Récents Arrêts et Avis', (2006) 52 *Annuaire Français de Droit International*, 625
- Tittmore, Brian D., 'Ending Impunity in the Americas: The Role of the Inter-American Human Rights System in Advancing Accountability for Serious Crimes under International Law', (2005) 12 *Southwestern Journal of Law and Trade in the Americas*, 429
- Titi, Catharine, 'Investment Arbitration and the Controverted Right of the Arbitrator to Issue a Separate or Dissenting Opinion', (2018) 17 *The Law and Practice of International Courts and Tribunals*, 197
- Tomka, Peter, 'The Rule of Law and the Role of the International Court of Justice in World Affairs', *Inaugural Hilding Eek Memorial Lecture at the Stockholm Centre for International Law and Justice*. Downloaded at < <http://www.icj-cij.org/press-com/files/9/17849.pdf>>
- Tumonis, Vitalius, 'Adjudication Fallacies: The Role of International Courts in Interstate Dispute Settlement', (2013) 31 *Wisconsin International Law Journal*, 35
- Turenne, Sophie, 'Advocate General's Opinions or Separate Opinions? Judicial Engagement in the CJEU', (2011) 14 *Cambridge Yearbook of European Legal Studies*, 723
- Valencia-Ospina, Eduardo, 'Evidence before the International Court of Justice', (1999) 1 *International Law Forum du Droit International*, 202
- Valticos, Nicolas, 'L'évolution de la notion du juge *ad hoc*', (1977) 30 *Revue Hellénic du Droit International*, 1
- van Alstine, Michael P., 'Stare Decisis and Foreign Affairs', (2012) 61 *Duke Law Journal*, 941
- Ventura Robles, Manuel, 'La Corte Interamericana de Derechos Humanos: La necesidad inmediata de convertirse en un tribunal permanente', (2005) 6 *Revista do Instituto Brasileiro de Direitos Humanos*, 141
- Verzijl, Jan Hendrik W., 'International Court of Justice: Case Concerning the Temple of Preah Vihear (Cambodia v. Thailand)', (1962) 9 *Netherlands International Law Review*, 229
- Viñuales, Jorge E., 'The Contribution of the International Court of Justice to the Development of International Environmental Law: A Contemporary Assessment', 32 *Fordham International Law Journal* (2008), 232
- Voeten, Erik, 'The Politics of International Judicial Appointments: Evidence from the European Court of Human Rights', (2007) 61 *International Organization*, 669
- van den Berg, Albert Jan, 'Dissenting Opinions by Party-Appointed Arbitrators in Investment Arbitration', in M. H. Arsanjani *et al* (eds.), *Looking to the Future: Essays on International Law in Honour of W. Michael Riesman* (Leiden: Martinus Nijhoff Publishers, 2010), 821
- von Bogdandy, Armin and Venzke, Ingo, 'On the Function of International Courts: An Appraisal in the Light of their Burgeoning Authority', (2013) 26 *Leiden Journal of International Law*, 49
- Walter, Christian 'La Pratique des opinions dissidentes en Allemagne', (2000) 8 *Les Cahiers du Conseil Constitutionnel* 1
- Warioba, Joseph Sinde, 'Monitoring Compliance with and Enforcement of Binding Decisions of International Courts', (2001) 5 *Max Planck United Nations Yearbook*, 41

- Weiler, Joseph H. H., 'The Geology of International Law – Governance, Democracy and Legitimacy' (2004) 64 *Zeitschrift für Ausländisches Öffentliches Recht und Völkerrecht*, 547
- White, Robin C. A. and Boussiakou, Iris, 'Separate Opinions in the European Court of Human Rights', (2009) 9 *Human Rights Law Review*, 37
- Whitesell, Brittany P., 'Diamond in the Rough: Mining Article 36(1)(B) of the Vienna Convention on Consular Relations for an Individual Right to Due Process', (2004) 54 *Duke Law Journal*, 590
- Wilde, Ralph, 'Human Rights Beyond Borders at the World Court: The Significance of the International Court's Jurisprudence on the Extraterritorial Application of International Human Rights Law Treaties', (2013) 12 *Chinese Journal of International Law*, 639
- Wildhaber, Luzius, 'The European Court of Human Rights in action', (2004) 21 *Ritsumeikan Law Review*, 83
- Wood, Diane P. 'When to Hold, When to Fold, and When to Reshuffle: The Art of Decision making on a Multi-Member Court', (2012) 100 *California Law Review*, 1445
- Zammit Borda, Aldo, 'A Formal Approach to Article 38(1)(d) of the ICJ Statute from the perspective of the International Criminal Courts and Tribunals', (2013) 24 *European Journal of International Disputes*, 649
- Zarbiyev, Fuad A., 'Judicial Activism in International Law – A Conceptual Framework of Analysis', (2012) 3 *Journal of International Dispute Settlement*, 247
- Zile, Zigurds L., 'A Soviet Contribution to International Adjudication: Professor Krylov's Jurisprudential Legacy', (1964) 58 *American Journal of International Law*, 359
- ZoBell, Karl M., 'Division of Opinion in the Supreme Court: A History of Judicial Desintegration', (1959) 44 *Cornell Law Quarterly*, 186

Working papers

- Alter, Karen 'The Multiple Roles of International Courts and Tribunals: Enforcement, Dispute Settlement, Constitutional and Administrative Review' (2012) *Northwestern University School of Law Working Papers*, Working Paper No. 12-002
- Björgvinsson, David Thór, 'The Role of the Judges of the ECtHR as Guardians of Fundamental Rights of the Individual', (2015) *iCourts Working Paper Series No. 23*
- Huneeus, Alexandra and Madsen, Mikael Rask, 'Between Universalism and Regional Law and Politics: A Comparative History of the American, European and African Human Rights Systems', (2017) *iCourts Working Paper Series No. 96*

MISCELLANEOUS

- Conferencia Especializada Interamericana sobre Derechos Humanos*, Actas y Documentos, OEA/Ser.K/XVI/1.2 (7 – 22 de noviembre 1969)
- International Centre for the Settlement of Investment Disputes, *History of the ICSID Convention*, vol II – 1 (ICSID 1968) 331
- Institut de Droit International, 'Projet de règlement pour la procédure arbitrale internationale', (1877) 1 *Annuaire de l'Institut de Droit International*, 132
- Institut de Droit International, 'Study of Amendments to be made in the Statute of the International Court of Justice', (1854) 45 *Annuaire de l'Institut de Droit International*, 534

- League of Nations: Committee of Jurists on the Statute of the Permanent Court of International Justice, *Minutes of the Session held at Geneva, March 11th – 19th, 1929* (1929)
- Permanent Court of International Justice: Advisory Committee of Jurists, *Documents concerning the action taken by the Council of the League of Nations under Article 14 of the Covenant and the Adoption by the Assembly of the Statute of the Permanent Court* (1921)
- Permanent Court of International Justice: Advisory Committee of Jurists, *Documents presented to the Committee relating to Existing Plans for the Establishment of a Permanent Court of International Justice*
- Permanent Court of International Justice: Advisory Committee of Jurists, *Procès-Verbaux of the Proceedings of the Committee June 16th – July 24th, 1920 with annexes* (1920)
- Permanent Court of International Justice, *Modification of the Rules*, Twentieth Ordinary Session – Ninth Meeting, PCIJ Rep. Series D Second Addendum to No. 2
- Permanent Court of International Justice, *Revision of the Rules of Court*, PCIJ Rep. Series D Addendum to No. 2
- Resolution concerning the Internal Judicial Practice of the Court (Rules of Court, Article 19) adopted on 12 April 1976
- United Nations: Report of the Informal Inter-Allied Committee on the Future of the Permanent Court of International Justice, (1945) 39 *American Journal of International Law*, Supp. 1 – 56

