
Table of cases

African Court on Human and People's Rights

Zimbabwe Human Rights NGO Forum v Zimbabwe (245/2002) 200

Australia

JT International SA v Commonwealth of Australia, HCA 43 (5 October 2012) 33

Canada

Lone Pine Resources Inc v Canada (Notice of Arbitration, 6 Sept 2013) 34

European Court of Human Rights

Buckley v UK (1996) 23 EHRR 101 123
Budayeva v Russia App. nos 15339/02, 20058/02, 11673/02 and 15343/02 (20 March 2008) 77, 102–3, 201, 333, 365, 368, 446–8
Edwards v UK (2002) 35 EHRR 19 333
Ergi v Turkey (2001) 32 EHRR 18 199
ERRC v Greece (2005) 41 EHRR SE1 123
Guerra v Italy (1998) 26 EHRR 357 448
Hadziyska v Bulgaria App. no. 20701/09 (15 May 2012) 448
Hatton v UK (2001) 34 EHRR 1 41, 200
Ilascu v Moldova and Russia (2005) 40 EHRR 46 143, 200
Isayeva v Russia App. No. 57950/00 (24 February 2005) 199
Kilic v Turkey (2001) 33 EHRR 1357 199
Kolyadenko v Russia App. nos 17423/05, 20534/05, 20678/05, 23263/05, 24283/05 and 35673/05 (28 February 2012) 447, 510
LCB v UK (1998) 27 EHRR 212 333
López Ostra v Spain (1994) 20 EHRR 277 41, 200
McCarran v UK (1996) 21 EHRR 97 199
Mahmut Kaya v Turkey (2000) 33 EHRR 1357 199
Öneryildiz v Turkey (2005) 41 EHRR 20 41, 201, 332, 446, 448, 510
Osman v UK (1998) 29 EHRR 245 199
Powell and Rayner v UK (1990) 12 EHRR 355 200
Saldías v Spain App no. 76973/01 (28 November 2006) 201, 446
Tătar v Romania App no. 67021/01 (27 January 2009) 333
Viviani v Italy App. no. 9713/13 (16 April 2015) 103

Germany

Distomo, BGH – III ZR 245/98 (June 2003) 389

Inter-American Court of Human Rights

Godínez Cruz v Honduras, Ser. C No. 5 (20 January 1989) 200
Juvenile Reeducation Institute v Paraguay, Ser. C No. 112 (2 September 2004) 200

| | |
|---|-----|
| The 19 Tradesmen v Colombia, Ser. C No. 109 (5 July 2004) | 200 |
| Tibi v Ecuador, Ser. C No. 114 (7 September 2004) | 200 |
| Velasquez-Rodriguez v Honduras, Ser. C No. 4 (29 July 1988) | 200 |
| Villagran Morales et al v Guatemala, Ser. C No. 63 (19 November 1999) | 333 |

International Centre for Settlement of Investment Disputes

| | |
|---|--------|
| ADF Group Inc. v United States of America, case no. ARB (AF)/00/1 (9 January 2003) | 222 |
| American Manufacturing & Trading, Inc v Republic of Zaire, Case No. ARB/93/1 (21 February 1997) | 214 |
| Asian Agricultural Products Ltd v Republic of Sri Lanka, Case No. ARB/87/3 (21 June 1990) | 214 |
| AWG Group Ltd v The Argentine Republic Decision of Liability (30 July 2010) | 34–5 |
| Biwater Gauff (Tanzania) Ltd. v United Republic of Tanzania, Case No. ARB/05/22 (24 July 2008) | 214 |
| Compania de Aguas del Aconquija S.A. and Vivendi Universal v Argentine Republic, Case No. ARB/97/3 (20 August 2007) | 214–15 |
| Occidental Petroleum Corp v Republic of Ecuador (21 November 2012) | 35 |
| Occidental Petroleum Corporation v Ecuador (Award 5 October 2012) | 208 |
| Piero Foresti, Laura de Carli v Republic of South Africa, Case No. ARB(AF)/07/01 (4 August 2010) | 222–3 |
| RSM Production Corporation v Central African Republic, Case No. ARB/07/2 (11 July 2011) | 216 |

International Court of Justice

| | |
|--|-----------------|
| Aerial Herbicide Spraying (Ecuador v Colombia) (Order of the Court) ICJ Rep 2013, 278 ... | 504 |
| Ahmadou Sadio Diallo (Republic of Guinea v Democratic Republic of the Congo) (Merits) ICJ Rep 2010, 639 | 212 |
| Barcelona Traction, Light and Power Company Limited (Belgium v Spain) (Merits) ICJ Rep 1970, 3 | 212 |
| Case Concerning Armed Activities on the Territory of the Congo (Democratic Republic of the Congo v Uganda) (Merits) ICJ Rep 2005, 168 | 417, 504–5 |
| Case Concerning Questions of Interpretation and Application of the 1971 Montreal Convention Arising from the Aerial Incident at Lockerbie (Libya v United States) (Preliminary Objections) ICJ Rep 1998, 115 | 504 |
| Case Concerning the Aerial Incident of July 27th, 1955 (Israel v Bulgaria) (Preliminary Objections) ICJ Rep 1959, 127 | 504 |
| Case Concerning the Aerial Incident of 3 July 1988 (Islamic Republic of Iran v United States) (Order of the Court) ICJ Rep 1996, 9 | 504 |
| Case Concerning the Aerial Incident of 10 August 1999 (Pakistan v India) (Jurisdiction of the Court) ICJ Rep 2000, 12 | 504 |
| Case Concerning the Application of the Convention on the Prevention and Punishment of the Crime of Genocide (Bosnia and Herzegovina v Serbia and Montenegro) (Judgment) ICJ Rep 2007, 43 | 417, 504, 506–7 |
| Case Concerning the Application of the International Convention on the Elimination of All Forms of Racial Discrimination (Georgia v Russian Federation) (Preliminary Objections) ICJ Rep 2011, 70 | 504–5 |
| Certain Expenses of the United Nations (Article 17, paragraph 2, of the Charter) (Advisory Opinion) ICJ Rep 1962, 151 | 475 |

| | |
|--|-----------------------------------|
| Corfu Channel Case (United Kingdom v Albania) (Merits) ICJ Rep 1949, 244 | 187–8, 191, 417 |
| Electronica Sicula SPA (ELSI) (United States of America v Italy) (Judgment) ICJ Rep 1989, 15 | 212 |
| Hungary v Slovakia (Gabčíkovo-Nagymaros Project) (Judgment) ICJ Rep 1997, 7 | 155–6, 182–3, 307, 327, 465 |
| Legal Consequences of the Construction of a Wall in the Occupied Palestinian Territories (Advisory Opinion) (2004) ICJ Rep 136 | 135, 149, 315, 508 |
| Legality of the Threat or Use of Nuclear Weapons (Advisory Opinion) ICJ Rep 1996, 226 | 4, 167, 188, 306, 387, 417, 448–9 |
| Obligations concerning Negotiations relating to Cessation of the Nuclear Arms Race and to Nuclear Disarmament (Marshall Islands v United Kingdom) (Application submitted to ICJ 24 April 2014) | 168 |
| Nicaragua v United States of America (Paramilitary Activities) (Merits) ICJ Rep 1986, 14 | 134, 423, 474 |
| Nuclear Tests Case (Australia v France) (Judgment) ICJ Rep 1974, 253 | 167–8 |
| Nuclear Tests Case (New Zealand v France) (Judgment) ICJ Rep 1974, 457 | 167–8 |
| Pulp Mills on the River Uruguay (Argentina v Uruguay) (Judgments) ICJ Rep 2010, 14 | 183, 188–9, 308, 417, 449, 505 |
| Questions Relating to the Obligation to Prosecute or Extradite (Belgium v Senegal) (Judgment) ICJ Rep 2012, 422 | 504, 507 |
| United States Diplomatic and Consular Staff in Tehran (United States of America v Iran) (Judgment) ICJ Rep 1980, 3 | 417 |

International Criminal Court

| | |
|---|----------|
| Prosecutor v Katanga and Chui, ICC-01/04-01/07 (September 2008) | 121, 124 |
| Prosecutor v Omar Hassan Ahmad Al Bashir, ICC-02/05-01/10 (July 2010) | 306–7 |
| Prosecutor v Thomas Lubanga Dyilo, ICC-01/04-01/06 (March 2012) | 492 |

International Criminal Tribunal for Rwanda

| | |
|---|----------|
| Prosecutor v Akayesu, ICTR-96-4-T (1998) | 121, 492 |
| Prosecutor v Laurent Semanza, ICTR-97-20-T (2003) | 148 |
| Prosecutor v Munyakazi, ICTR-97-36a-T (2010) | 122 |

International Criminal Tribunal for the former Yugoslavia

| | |
|--|---------------|
| Prosecutor v Delalić, IT-96-21-T (1998) | 124 |
| Prosecutor v Erdomović, IT-96-22-T (1998) | 124 |
| Prosecutor v Gotovina and Markač, IT-06-90-T (2011) | 125 |
| Prosecutor v Kordić and Cerkez, IT-95-14/2-T (2001) | 483 |
| Prosecutor v Krstić, IT-98-33-T (2001) | 121, 492 |
| Prosecutor v Kunarac, Kovac and Vukovic, IT-96-23-T (2001) | 121, 148, 492 |
| Prosecutor v Kupreškić, IT-95-16-T (2000) | 124–5 |
| Prosecutor v Milošević, IT-02-54-T (2004) | 123 |
| Prosecutor v Simić, IT-95-9 (2003) | 123 |
| Prosecutor v Tadić, IT-94-1 (1995) | 137, 140–41 |

International Tribunal for the Law of the Sea

Seabed Mining Advisory Opinion ITLOS Case No 17, 2011 164

London Court of Arbitration

Occidental Exploration and Production Company v The Republic of Ecuador, Arbitration no. UN3467 (July 2004) 221

Netherlands

Urgenda Foundation v Netherlands (Ministry of Infrastructure and the Environment) C/09/456689/HA ZA 13-1396 (Hague District Court, June 2015) 310

New Zealand

Rainbow Warrior Arbitration (New Zealand v France) 82 Intl Law Rep. 500 (1990) 551 86, 465
 Teitiota v the Chief Executive of the Ministry of Business, Innovation and Employment [2013] 3125 NZHC 312

Permanent Court of International Justice

Factory at Chorzów (Ser A No 9, July 1927) 212

Special Court for Sierra Leone

Prosecutor v Brima, Kamara and Kanu, SCSL-04-16-T (June 2007) 492
 Prosecutor v Fofana and Kondewa, SCSL-01-14-T (August 2007) 492
 Prosecutor v Taylor, SCSL-03-01-T- 1283 (April 2012) 492

UN Human Rights Council

Mónaco de Gallicchio v Argentina, Communication no 400/1990 (3 April 1995) 200
 Thomas v Jamaica, Communication no. 800/1998 (8 April 1999) 200

UNCITRAL

Gami Investments, Inc. v Government of the United Mexican States, Final Award (15 November 2004) 222
 Hulley Enterprises Limited (Cyprus) v The Russian Federation, PCA Case no AA 226, 18 July 2014 213
 International Thunderbird Gaming Corporation v United Mexican States, Award (26 January 2006) 222
 Methanex Corp v US, Final Award (3 August 2005) 221
 SD Myers Inc v Canada, First Partial Award (13 November 2000) 221
 Veteran Petroleum Limited (Cyprus) v The Russian Federation, PCA Case no AA 228 (18 July 2014) 213

| | |
|---|-------|
| White Industry Australia Limited v Republic of India, Final Award (30 November 2011) | 208–9 |
| Yukos Universal Limited (Isle of Man) v The Russian Federation, PCA Case no AA 227 (18 July 2014) | 213 |

United Kingdom

| | |
|---|-----|
| Amalgamated Investments v John Walker Ltd [1977] 1 WLR 164 | 41 |
| BAT, Philip Morris, JT, Gallagher and Imperial Tobacco v Secretary of State [2016] EWHC 1169 | 33 |
| Scotch Whisky Association, et al v Advocate General for Scotland (case C-333/14) [2015] WLR (D) 544 | 33 |
| Spiliada Maritime Corporation v Cansulex Ltd [1987] 1 AC 460 (UKHL) | 518 |

United Nations

| | |
|---|--|
| Alabama Arbitration (US v UK) 29 RIAA 125 (1872) | 187 |
| Charter and Judgment of the Nuremberg Tribunal (1949) | 124 |
| Iron Rhine Railway Arbitration Award (Belgium v Netherlands) 2005, 27 RIAA 35 | 183 |
| Trail Smelter Case (US v Canada) 3 UN Rep. Int'l Arb. Awards 1905 (1941) | 88, 159–60, 187, 191, 343, 417, 501, 507 |

United States

| | |
|--|--------|
| Aguinda v Texaco, 142 F Supp 2d 534 (SDNY), 30 May 2001 | 518 |
| Aguinda v Texaco, No. 93 Civ 7527 | 204 |
| Ashanga Jota v Texaco, No. 94 Civ 9266 | 204 |
| Chevron Copr. v Yaiguaje, 2015 SCC 42 | 204 |
| Deepwater Horizon (State of Veracruz v BP PLC), In Re, 784 F3d 1019 (5th Cir, 2015) | 519 |
| Georges v United Nations, Opinion and Order, 1:13-cv-07146-JPO, US District Ct (SDNY), 9 January 2015 | 521 |
| Hamdi v Rumsfeld, 316 F 3d 450 (4th Cir, 28 June 2003) | 389 |
| Handel v Artukovic, 601 F Supp 1421 (CD Cal, 31 January 1985) | 389 |
| Jota v Texaco, 157 F3d 153 (2d Cir, 1998) | 518 |
| Sequihua v Texaco, 847 F Supp 61 (SD Tex), 27 January 1994 | 518 |
| Union Carbide Corporation Gas Plant Disaster at Bhopal, India in December, In Re, 1984, 634 F Supp 842 | 517–18 |
| Union Carbide Corporation Gas Plant Disaster at Bhopal, India in December, In Re, 1984, 809 F2d 195 (US Court of Appeals 2d Cir, 1987) | 517–18 |

WTO

| | |
|---------------------------------------|--------|
| US-Gambling 2004, WT/DS285/AB/R | 219–20 |
| US-Gasoline 1996, WT/DS2/AB/R | 219 |
| US-Shrimp 1998, WT/DS58/AB/R | 219 |