

INTERNATIONAL & COMPARATIVE LAW QUARTERLY

ARTICLES

- The Responsibility of Outside Powers for Acts of Secessionist Entities** Stefan Talmon
- Transnational Judicial Dialogue, Harmonization and the Common European Asylum System** H el ene Lambert
- Article 23 of the Brussels I Regulation: A Comprehensive Code for Jurisdiction Agreements?** Louise Merrett
- Race, Torture and the European Convention On Human Rights** Clare McGlynn
- Climate Finance and its Governance: Moving to a Low Carbon Economy Through Socially Responsible Financing?** Benjamin J Richardson
- The Direct Settlement of EC Cartel Cases** Andreas Stephan

Shorter Articles, Current Developments and Book Reviews—see back cover



**British Institute of
International and
Comparative Law**

International and Comparative Law Quarterly

Volume 58

July 2009

Part 3

ARTICLES

- THE RESPONSIBILITY OF OUTSIDE POWERS FOR ACTS OF SECESSIONIST ENTITIES** *Stefan Talmon* 493
- TRANSNATIONAL JUDICIAL DIALOGUE, HARMONIZATION AND THE COMMON EUROPEAN ASYLUM SYSTEM** *Hélène Lambert* 519
- ARTICLE 23 OF THE BRUSSELS I REGULATION: A COMPREHENSIVE CODE FOR JURISDICTION AGREEMENTS?** *Louise Merrett* 545
- RAPE, TORTURE AND THE EUROPEAN CONVENTION ON HUMAN RIGHTS** *Clare McGlynn* 565
- CLIMATE FINANCE AND ITS GOVERNANCE: MOVING TO A LOW CARBON ECONOMY THROUGH SOCIALLY RESPONSIBLE FINANCING?** *Benjamin J Richardson* 597
- THE DIRECT SETTLEMENT OF EC CARTEL CASES** *Andreas Stephan* 627

SHORTER ARTICLES

- CONCEPTUALIZING THE CHINESE TRUST** *Rebecca Lee* 655
- PROMOTING JUDICIAL INDEPENDENCE IN THE INTERNATIONAL COURTS: LESSONS FROM THE CARIBBEAN** *Kate Malleson* 671

CURRENT DEVELOPMENTS: PUBLIC INTERNATIONAL LAW

- I. BETWEEN THE DEVIL AND THE DEEP BLUE SEA: CONFLICTED THINKING IN THE *AL-SADOON* AFFAIR** *Matthew E Cross and Sarah Williams* 689
- II. IMMUNITY FOR HEADS OF STATE ACTING IN THEIR PRIVATE CAPACITY—*THEOR SHIPPING A/S v THE SHIP 'AL DUHAIL'*** *Matthew Alderton* 702

CURRENT DEVELOPMENTS: DECISIONS OF INTERNATIONAL COURTS AND TRIBUNALS

- I. INTERNATIONAL COURT OF JUSTICE *APPLICATION OF THE INTERNATIONAL CONVENTION ON THE ELIMINATION OF ALL FORMS OF RACIAL DISCRIMINATION (GEORGIA V RUSSIAN FEDERATION)* PROVISIONAL MEASURES ORDER OF 15 OCTOBER 2008 *Sandy Ghandhi* 713
- II. INTERNATIONAL CRIMINAL TRIBUNAL FOR THE FORMER YUGOSLAVIA *DECISION ON THE ACCUSED'S SECOND MOTION FOR INSPECTION AND DISCLOSURE: IMMUNITY ISSUE* TRIAL CHAMBER DECISION OF 17 DECEMBER 2008 *Benjamin Brockman-Hawe* 726

BOOK REVIEWS

- THE EUROPEANISATION OF INTERNATIONAL LAW: THE STATUS OF INTERNATIONAL LAW IN THE EU AND ITS MEMBER STATES** by Jan Wouters, André Nollkaemper and Erika de Wet (Anna Riddell) 741
- THE INTERNATIONAL LAW FOUNDATIONS OF PALESTINIAN NATIONALITY: A LEGAL EXAMINATION OF NATIONALITY IN PALESTINE UNDER BRITAIN'S RULE** by Mutaz M Qafisheh (Victor Kattan) 743
- MARINE RESOURCE LAW** by Ronan Long (James Harrison) 745
- HUMAN RIGHTS AND THE WTO: THE CASE OF PATENTS AND ACCESS TO MEDICINES** by Holger Hestermeyer (Freya Baetens) 747
- BOOKS RECEIVED** 749