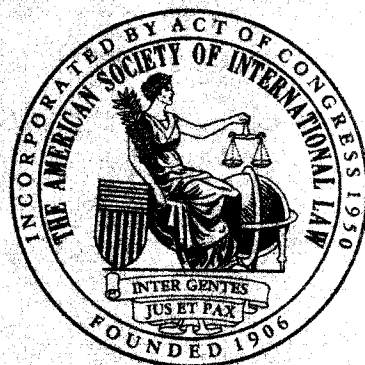


*American
Journal of
International
Law*

July 1995

Vol. 89 No. 3



Published by

The American Society of International Law

AMERICAN JOURNAL OF INTERNATIONAL LAW

VOL. 89

July 1995

NO. 3

CONTENTS

PAGE

THE UNITED NATIONS AT FIFTY

The International Court of Justice after Fifty Years *Robert Y. Jennings* 493

Sir Robert Jennings, a long-time Judge and past President of the ICJ, reviews its fifty years of operation, focusing on procedural aspects of the Court's work. He finds that the Court's contentious jurisdiction today is in a rather healthy state as compared to the past, a development he attributes in part to an increasingly realistic appreciation of the Court's capabilities.

The Security Council's First Fifty Years *Frederic L. Kirgis, Jr.* 506

Professor Kirgis examines the normative evolution of the UN Security Council from Dumbarton Oaks and San Francisco to the post-Cold War world of 1995. He deals with generic issues that run through the Council's practice, and then turns to such functional matters as the adoption of quasi-legislative acts and quasi-judicial determinations in the contexts of peace maintenance, enforcement measures and peacekeeping.

How American International Lawyers Prepared for the San Francisco Bill of Rights *Louis B. Sohn* 540

Professor Sohn examines the pre-San Francisco Conference origins of two principal strands of human rights law, the broad nondiscrimination clause and the addition of economic and social rights to the more traditional civil and political rights. The first strand was given major impetus by various groups of international lawyers after World War I; the second, by President Franklin D. Roosevelt in stimulating a more precise definition of the concept of "freedom from want."

International Criminalization of Internal Atrocities *Theodor Meron* 554

In view of the recent atrocities in the former Yugoslavia and Rwanda, Professor Meron assesses the current state of international humanitarian law applicable to noninternational armed conflicts and takes a fresh look at its penal and jurisdictional elements, especially universal jurisdiction. While emphasizing that national courts have the principal role to play in this regard, he finds that the Security Council's Statutes for the criminal Tribunals for Yugoslavia and Rwanda have contributed significantly to the development of international humanitarian law and its extension to internal conflicts.

Editorial Comment

The Proposed Expatriate Tax: A Human Rights Violation? *Detlev F. Vagts* 578

Notes and Comments

• Roberto Ago (1907-1995) *Nicolas Valticos* 581

John Newbold Hazard (1909-1995) *Oscar Schachter* 583

Correspondence 586

The Francis Deák Prize 588

Contemporary Practice of the United States Relating to International Law

Marian Nash (Leich) 589