

# Australian Year Book of International Law, Volume 25

## Editors

Andrew Byrnes  
 Hilary Charlesworth  
 Penelope Mathew  
**Editor Emeritus D W Greig**

## Editorial Board

Kent Anderson  
 Bill Campbell  
 Judith Gardam  
 Robert McCorquodale  
 Chris Moraitis  
 Dianne Otto  
 Ryszard Piotrowicz  
 Donald R Rothwell  
 Kim Rubenstein  
 Ivan Shearer  
 Kristen Walker



**ANZSIL MEMBER OFFER**

*Published by:*

Centre for International and Public Law, ANU College of Law, Australian National University

## CONTENTS

Obituary: J G Starke, QC  
*Reconstituting 'Human Security' in a New Security Environment: One Australian, Two Canadians and Article 3 of the Universal Declaration of Human Rights*  
**Greg Carne**

*Acta Sunt Servanda? A Regime for Regulating the Unilateral Acts of States at International Law*  
**Camille Goodman**

*A Constitution Friendly to International Law: Germany and its Völkerrechtsfreundlichkeit*  
**Daniel Lovric**

*Towards Convergence in the Interpretation of the Refugee Convention: a Proposal for the Establishment of an International Judicial Commission for Refugees*  
**Anthony M North and Joyce Chia**

*The Recent History of the Alien Tort Claims Act: Australia's Role in its (attempted) Downfall*  
**Anne O'Rourke and Chris Nyland**

*Defending 'Terrorism': Justifications and Excuses for Terrorism in International Criminal Law*  
**Ben Saul**

*Multiple International Courts and the 'Fragmentation' of International Environmental Law*  
**Tim Stephens**

*Arbitrary Detention in Australia: Detention of Unlawful Non-Citizens under the Migration Act 1958 (Cth)*  
**Matthew T Stubbs**

*Casenote: Japan -- Measures Affecting the Importation of Apples: Rotten to the Core?*  
**Caroline Foster**

**Book Reviews:** edited by Ryszard Piotrowicz

**Australian Cases before Australian Courts and Tribunals Involving Questions of Public International Law 2004:**  
*Jane McAdam, Deborah Roach and Donald R Rothwell*

**Australian Cases before International Courts and Tribunals Involving Questions of Public International Law 2004:**  
*Justin Hogan-Doran and Tim Stephens*

**Australian Legislation Concerning Matters of International Law 2004:** *Scobie Mackay and William Story*

**Australian Practice in International Law 2004:** edited by *Jennifer Cavenagh* and supervised by *Justine Braithwaite*

**Annual Survey of Recent Developments in Australian Private International Law 2004:** *Kent Anderson and Jim Davis*

**Australian Treaty Action 2004** ISSN Number 0084-7658

## TAX INVOICE

For back copies of the Year Book see reverse

### TO ORDER

Volume 25 *Regular price \$209.00* (GST inclusive)

**ANZSIL member price: \$110.00** (incl GST)

I wish to purchase:	Volume 25 (only)	\$110.00
	Back copies (total)	
	Postage and packing	\$12.00
	<b>Total</b>	\$ _____

### PAYMENT:

or by  Cheque payable to the 'Centre for International and Public Law, ANU'

Mastercard  Visa  Bankcard

Credit Card number:

Name of cardholder \_\_\_\_\_ Expiry date \_\_\_\_\_

Postal address \_\_\_\_\_

Post code \_\_\_\_\_

Email address \_\_\_\_\_

Telephone \_\_\_\_\_ Fax \_\_\_\_\_

Signature \_\_\_\_\_ Date \_\_\_\_\_

**please either fax or mail your order form and payment to:**

Centre for International & Public Law, ANU College of Law, Canberra, ACT, 0200  
 Tel 61 + 2 + 6125 0454 Fax 61 + 2 + 6125 0150 email: [cipl.law@anu.edu.au](mailto:cipl.law@anu.edu.au)

# Book Offer to ANZSIL Members

*back copies*

**Australian Year Book of International Law**



Please  your requirements

<input type="checkbox"/>	Volume 24		\$110.00
<input type="checkbox"/>	Volume 23		\$110.00
<input type="checkbox"/>	Volume 22		\$100.00
<input type="checkbox"/>	Volume 21		\$90.00
<input type="checkbox"/>	Volume 20	(1999)	\$90.00
<input type="checkbox"/>	Volume 19	(1998)	\$80.00
<input type="checkbox"/>	Volume 18	(1997)	\$80.00
<input type="checkbox"/>	Volume 17	(1996)	\$60.00
<input type="checkbox"/>	Volume 16	(1995)	\$60.00
<input type="checkbox"/>	Volume 15	(1994)	\$50.00
<input type="checkbox"/>	Volume 14	(1993)	\$40.00
<input type="checkbox"/>	Volume 13	(1990–1991)	\$20.00
<input type="checkbox"/>	Volume 12	(1988–1989)	\$20.00
<input type="checkbox"/>	Volume 11	(1984–1987)	\$20.00
<input type="checkbox"/>	Volume 10	(1981–1983)	\$20.00
<input type="checkbox"/>	Volume 9	(1985)	\$10.00
<input type="checkbox"/>	Volume 8	(1978–1980)	\$20.00
<input type="checkbox"/>	Volume 7	(1976–1977)	\$10.00
<input type="checkbox"/>	Volume 6	(1974–1975)	\$10.00
<input type="checkbox"/>	Volume 5	(1970–1973)	\$20.00
<input type="checkbox"/>	Volume 4	(1967–1969)	\$20.00
<input type="checkbox"/>	Volume 3	(1966–1967)	\$20.00
<input type="checkbox"/>	Volume 2	(1966)	\$20.00
<input type="checkbox"/>	Volume 1	(1965)	\$20.00

**Complete set of  
Australian Year Book of International Law**  
Volume 1-25  
\$1,300.00  
(includes postage)