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U.N. Treaties Online

In the years leading up to World War I, nations across the globe began entering into treaties at a tremendous rate. Austria-Hungary, Germany, and Italy formed the Triple Alliance at the conclusion of the Franco-Prussian War. *See* Walker, G. Anticipatory Collective Self-Defense in the Charter Era: What the Treaties Have Said, 31 *Cornell Int'l L.J.* 321, 330 (1998). Bulgaria and Greece agreed to assist one another should Turkey attack either. *See Id* at 334. Britain and Turkey formed a Defensive Alliance against Russian might. *See Id* at 331. And Britain also joined into an alliance with Japan in 1911. *See Id* at 335. Even countries in South America formed agreements for the purpose of "common defense." *See Id* at 331.

Many of these treaties, such as the Triple Alliance's promise to mutually defend one another against France, were secret treaties. *See Id* at 332. After WWI, some believed that these secret treaties between nations had

caused small conflicts in Europe to explode into World War. Under the Triple Alliance entente, for example, "[i]f France attacked either Italy or Germany, or if one or two signatories were attacked 'without provocation' and were at war with two or more other Powers, then the other had to join the conflict." *See Id* at 331-332. France, on the other hand, formed the Entente Cordiale with Russia, each party swearing to mutually defend the other against acts of war by members of the Triple Alliance. *See Id* at 333.

In the wake of World War I, the Treaty of Versailles established the United Nation's predecessor, the League of Nations. *See* About the United Nations/History. Retrieved on November 20, 2008, from <http://www.un.org/aboutun/history.htm>. At the time, internationalists and others viewed "supranational institutions" as the

Continued at Page 4 under "Treaties."

Help for Handouts, Course packs, etc.

In an effort to make its resources more accessible, HeinOnline has teamed up with the Copyright Clearance Center ("CCC"). CCC's Rightsconnect technology makes it easy for students and faculty to price and obtain copyright permission for distributing materials printed from HeinOnline's journal collection. All a user needs to do is click on the "Get Permissions" button found on the print

UPCOMING EVENTS

December

New December Hours....

Starting December 1st, the Library will be open Monday to Friday from 7 am to 10:50 pm, and Saturdays and Sundays from 10 am to 9:50 pm.

December 19th we're open from 7 am to 5:50 pm.

We're closed on December 20th and 21st, but open from 7 am to 5:50 pm on the 22nd and 23rd.

We're closed from December 24th to January 1st

LIBRARY INFORMATION

651 East Jefferson
Detroit, MI 48226

Phone: (313) 596 - 0241
Fax: (313) 596 - 0245
E-mail: librarynews@udmercy.edu



Continued at Page 3 under "Help."

Resource Highlights

Another Foreign and International Law Resource Database

What you might find...

On March 21, 1921, a British steamship, the "Wimbledon", was denied access to the Keil canal by German authorities. 1 P.C.I.J. (ser. A) at 6 (1923-1927).

Germany argued that Britain was shipping war materials to Poland, and that because Poland and Russia were technically at war, Germany could not maintain neutrality and allow Britain to transport war materials across its territory. 1

P.C.I.J. (ser. A) at 7 (1923-1927).

An international tribunal took exception to Germany's position and ordered reparations. 1 P.C.I.J. (ser. A) at 8 (1923-1927).

The India Independence Act took effect in 1947, establishing

both India and Pakistan as independent nations. The Bengal Boundary Commission, a group consisting of two Hindu and two Moslem members, and a Chairman, Sir Cyril Radcliffe, was charged with the task of dividing Bengal and Assam between the two new nations. 21 Rep. Int'l Arb. Awards 3, 17 (1997). The Commission could not agree to any unified position, however, and Sir Cyril, speaking for the Commission as a whole,

"pronounce[d] his own decision...on the 12th of August 1947." 21 Rep. Int'l Arb. Awards 3, 17 (1997). This award was later, and continues to be, the subject of some dispute between India and Pakistan and, *inter alia*, the dispute was submitted for arbitration in 1950.

Argentina Country Reports for Human

Rights Practices for 2004: Western Hemisphere found that Argentina generally respects its citizen's human rights, but that there have been recent instances of police brutality and killings. Annual Human Rights Reports Submitted to Congress by the U.S. Department of State 29b Ann. Hum. Rts. Rep. Submitted to Cong. by U.S. Dep't St. at 2177 (2004).

And where you'll find it...

Information on and original documents related to topics like those discussed above are all available on HeinOnline in its Foreign and International Law Database. This database is divided into four parts. Part one includes International Yearbooks and Periodicals, such as the *Canadian Yearbook of International Law* or *International Tribunal for the Law of the Sea Yearbook*.

Part two contains U.S. Law Digests on international law. Part three consists of international tribunal reports and international arbitration awards. Part four includes other significant works relating to foreign and international law. And HeinOnline recently added labor law documents published by the International Labour Office (ILO) from its inception in 1919 up to 1995.

Like other HeinOnline databases, the Foreign and International Law Database is searchable either by a table of contents feature found in a sidebar to the left of the primary viewing window, or by conducting Boolean searches.

Check out EISEL

EISEL at <http://www.eisil.org/> is a great free resource for researching international law. It organizes and provides links to resources ranging from the *African Charter on Human and Peoples' Rights* to the *Convention on the Law Applicable to Contracts for the International Sale of Goods*.

A \$25.00 Book Store "Gift Certificate" For the First Law Student to Answer All of the Following Questions:

(Provided the answers are submitted to a librarian at the reference desk on or before January 30, 2009)

During the late eighteen hundreds, the U.S. government entered into a trademark agreement with an Emperor in the Western Hemisphere.

What was the Agreement, and who specifically were the parties?

In the 1990s, an international group charged with preventing conflicts suggested that countries should foster the native languages of minority groups, while minorities should also work towards integrating with mainstream society. Specifically, the group advocated educating young children in the child's native language.

What group made this recommendation, and when?

A convention and protocol was amended during the 2000s in order to better control the storage of carbon dioxide under the ocean floor. Locate the document and submit a copy with your answers.

Selected Recent Acquisitions

November 2008

Philip M. Berkowitz, Anders Etgen Reitz, Thomas Muller-Bonanni (eds.). *International labor and Employment law* (ABA, 2nd Ed., 2008).

This two volume set, divided into Europe and the rest of the world, provides practical advice in response to a wide variety of labor and employment questions. Issues covered include: carrying out workforce reductions in Greece, replacing senior managers in Portugal, an employee's obligations with respect to trade secrets in Denmark, key labor and employment developments in Chile, and labor unions in Singapore.



Graeme B. Dinwoodie, William O. Hennessey and Shira Perlmutter. *International Intellectual Property Law and Policy* (LexisNexis Mathew Bender, Rev. Ed., 2008) (2001).

The library recently acquired the updated or revised edition of this intellectual property casebook. The first edition was described as "comprehensive" and valuable to, not just students, but also "practitioners with an international civil litigation practice or an interest in public international law or international economic regulation." M.B., *International Intellectual Property Law and Policy* (Book Review). 92 Trademark Rep. 732, 732 (2002). The book also contains "[e]xcellent discussions of the international agreements related to patents, trademarks and copyrights, such as the Paris Convention, the TRIPS Agreement, the European Union Agreements, The Berne Convention and Universal Copyright Convention." *Id.*

The George Washington University Journal of International Law and Economics. *Guide to International Legal Research* (LexisNexis, 2008).

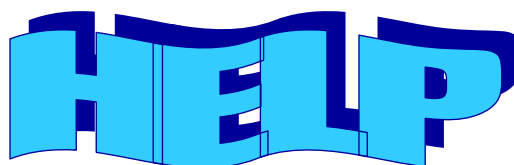
This comprehensive research guide covers first the basics of international legal research, including sections on

terminology and sources of international law. It places international law into historical context, and then discusses general principles and specific resources. The second, and much larger portion of the book takes its reader through research basics continent by continent, and country by country, providing detailed information on constitutions, treaties, legislative materials, and case law.

Audio visual Services During the New Year

Panicked students and faculty looking for Zach, the interim audiovisual technician, have become a routine sight in the library over the past few months. Therefore, to start the New Year off right, here's a quick reminder for those of you who don't use AV services on a routine basis—you need to give Zach 24 hours notice, or he cannot guarantee that a machine will be available. And if Zach is out, people who have not made advanced requests will not be able to access AV services.

Because Zach has other duties, along with pitching in with AV until the open position is filled, it will make his job much easier if everyone remembers that notice must be given to Zach directly via the AV Request form (located on the Library Webpage's drop down menu), or simply by emailing Zach at turkzp@udmercy.edu. Having a written request helps to prevent requests from falling through the cracks.



options page. This redirects the user to CCC, which provides bibliographical information about the journal in question and supplies users with a "Permission Options" button. With a click of the button, patrons can retrieve a list of the different types of permissions available for the material in question, such as photocopies for course packs, republication in books or newsletters, e-reserves, and more, as well as information about associated costs.

Marcie Baranich (November 19, 2008). HeinOnline Weblog. Retrieved on November 25, 2008, from <http://heinonline.blogspot.com/search/label/Enhancements>.

Library Highlights

Treaties ... *continued from page 1*

solution to rampant nationalism. *See* Witt, J. Crystal Eastman and the Internationalist Beginnings of American Civil Liberties, 54 *Duke L.J.* 705, 709 (2004). The new organization's goals of promoting peace, security, and international cooperation were noble. They were also a reaction to recent and almost universally experienced horrors of war. It made sense, therefore, that a section of the League of Nations Covenant specifically required its member nations to publish any treaty into which they entered. *See* Will Insure End of Treaty Secrecy: League of Nations to Publish Them in Official Organ, Already Begun. *New York Times* (May 13, 1920), p. 6.

But the covenant of the League of Nations itself may have led to further conflict. Although it contemplated diplomacy, not hostilities, it also placed limits on German fortification and characterized any violations of the covenant by Germany as a hostile act against the member nations collectively, thus anticipating collective self defense. *See* Walker at 339. And during the years intervening the two World Wars, other groups of nations executed agreements anticipatory of collective self defense. *See* Walker at 340-351 (discussing numerous agreements such as the Locarno Treaties and the Pact of Organization). In September 1939, Germany invaded Poland and World War II dashed all hopes that World War I had been the war to end all wars.

Before World War II's end, representatives from 50 countries began work on the United Nations Charter. *See* Walker at 351. *See also* About the United Nations/History. Retrieved on November 20, 2008, from <http://www.un.org/aboutun/history.htm>. During the drafting process, these representatives decided to incorporate into the Charter, as article 102, the same treaty publication mandate provided for by the Covenant of the League of Nations.

Article 102 of the United Nation's Charter provides as follows.

1. Every treaty and every international agreement entered into by any Member of the United Nations

after the present Charter comes into force shall as soon as possible be registered with the Secretariat and published by it.

2. No party to any such treaty or international agreement which has not been registered in accordance with the provisions of paragraph 1 of this Article may invoke that treaty or agreement before any organ of the United Nations.

United Nations Charter art. 102.

For this reason the United Nations has published since 1945 treaties and other international agreements registered with the Secretariat of the United Nations. This publication is called

The United Nations Treaty Series, and is now available online through HeinOnline (*almost* in its entirety). Also included in this collection are the Monthly Statement of Treaties and International Agreements and the United Nations Legislative Series, which is a great reference source for researching multinational legislation on international issues.

Patrons can also find International Court of Justice Reports of Judgments, Advisory Opinions and Orders in the United Nations Law Collection. And the collection provides access to the

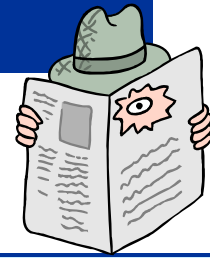
United Nations Commission on International Trade Law Yearbook, Law Reports of Trials of War Criminals, and more.

Patrons can search for treaties using several access points, including treaty/registration number, date, short title, parties, Kavass subject, TIAS number and more. The resource also offers users a Treaty Metadata Search feature. And patrons using HeinOnline journals and law reviews can link directly to any treaties cited. The site offers numerous training aids, including a quick reference guide, an information blog, and a wiki.

...Or ask a librarian about this great new database.



New, Timely, and Free.



What's Our Government Up To?

The Office of the Federal Register ("OFR") has recently started publishing on its new online Public Inspection Desk at <http://www.federalregister.gov/inspection.aspx> all documents designated for publication in the Federal Register. Most documents posted on this site are scheduled for next day publication, but agencies may request that certain documents remain posted for several days before publication. See OFR's Public Inspection Desk Website. And agencies may decide to terminate any action prior



to publication, so follow up is required. See *Id.*.

In a recent discussion with Mary Alice Baish of the American Asso-

ciation of Law Librarians, Michael White, Managing Editor of Federal Register Publications & Services, Office of the Federal Register, National Archives & Records Administration, discussed the new development

"I would say that our new Electronic Public Inspection Desk on FederalRegister.gov serves as an example of how a relatively small project can significantly broaden access to Government information for underserved segments of society. For 72 years, a cadre of regulatory analysts working for law firms and interest groups came over to our office each morning to preview documents that would appear in the typeset edition of the Federal Register anywhere from one day to several weeks later. If an agency filed a "hot document" with us in the afternoon, D.C. insiders could get a copy from us

Executive orders and documents designated as requiring publication by the president or Congress must, in order to have legal effect, be published in the Federal Register (44 U.S.C. 1505(a)).

Any document so designated is not binding "against a person who has not had actual knowledge of it until the duplicate originals or certified copies of the document have been filed with the Office of the Federal Register and a copy made available for public inspection as provided by section 1503 of [Title 44]." 44 U.S.C. 1507.

in short order. So for all these years a class of well-connected consumers of government information had an advantage over everyone else."

Feldman, E. Baish, M., Great New Regulatory Resource for Law Librarians. 2008 The AALL Washington E-Bulletin 11.

Now, everyone can find out what the government's been up to lately.

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