
FEATURING:

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**Annex VI to the Protocol on Environmental Protection to the Antarctic Treaty,
Introductory Note by Evan T. Bloom**

Annex VI relates to liability for damage arising from activities for which advance notice is required under Article VII (5) of the Antarctic Treaty. An operator organizing activities in the Antarctic Treaty area will be liable for the costs of the response action, if it fails to take prompt and effective action.

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**Court of First Instance of the European Communities: Yassin Abdullah Kadi v. Council of the
European Union and Commission of the European Communities,
Introductory Note by August Reinisch**

The Court of First Instance dismissed the action aimed at annulment of EC regulations implementing UN Security Council resolutions relating to the freezing of assets of individuals suspected of involvement in terrorist activities. The Court noted that the primacy of obligations under the UN Charter encompassed decisions of the UN Security Council and therefore examined the alleged violation of the applicant's rights by a standard of jus cogens.

202

Supreme Court of Israel: Mara'be v. The Prime Minister of Israel

The Supreme Court of Israel found that the military commander had the authority to erect the barrier around Alfei Menashe, since its erection was motivated by a "security consideration", and not by political reasons. The petitioners' request that the barrier be built on the Green Line was rejected due to security-military considerations. However, the Court determined that "the details of an alternative route" had not been examined "in order to ensure security with a lesser injury to the residents of the village." For this reason, the Court ordered the respondent to reconsider the existing route.

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**United Kingdom Supreme Court of Judicature Court of Appeal (Civil Division):
Occidental Exploration and Production Company v. Republic of Ecuador,
Introductory Note by Devashish Krishan**

The Court held that the English doctrine of non-justiciability does not bar actions before it in which the arbitration jurisdiction is challenged. English courts are competent to set aside awards rendered in the territory of England pursuant to arbitration under a bilateral investment treaty and conducted pursuant to UNCITRAL arbitration rules.

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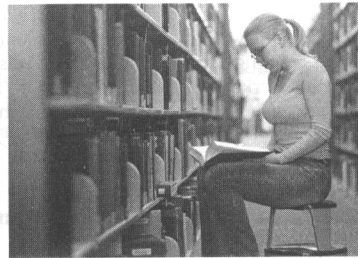
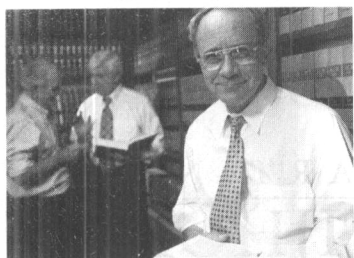
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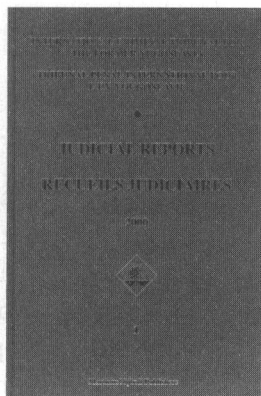
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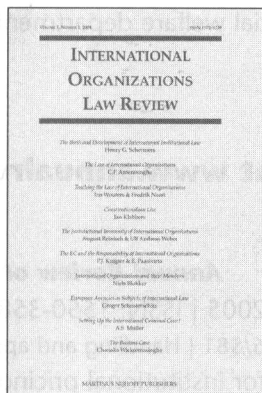
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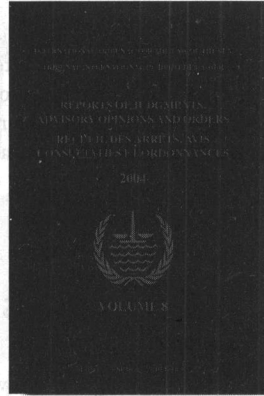
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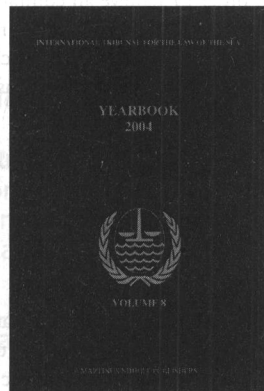
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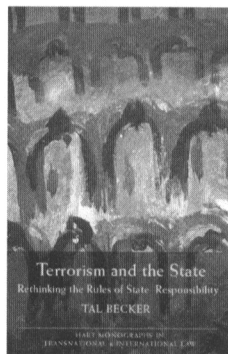
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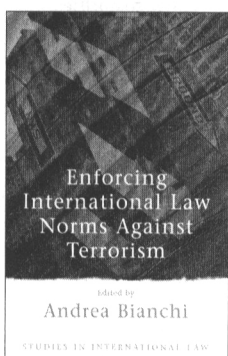
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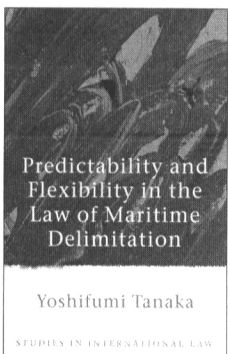
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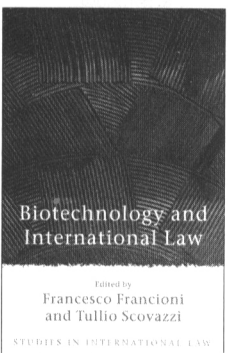
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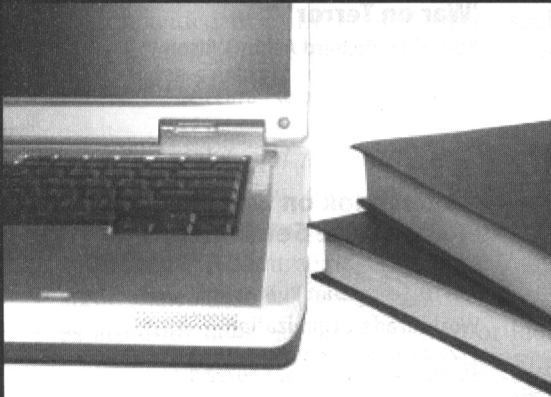
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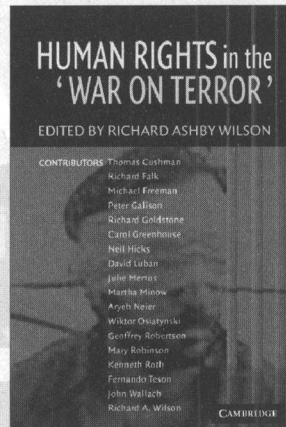
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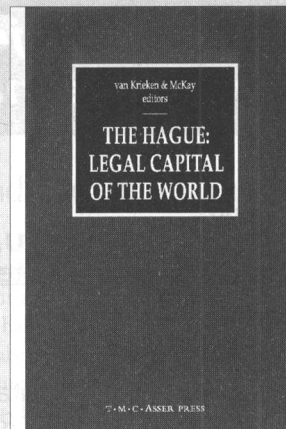
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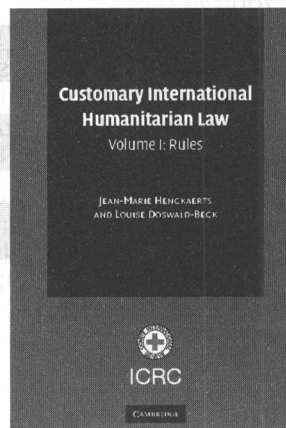
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