

INTERNATIONAL LAW INSTITUTE, PEKING UNIVERSITY

The International Law Institute of Peking University was established in 1983 for the purpose of carrying out research programs in all major fields of international law and supporting teaching work in the area of international law in order to meet the needs of the State.

The Institute's founding Director was Professor Wang Tieya, the present President of the Chinese Society of International Law and member of Institut de droit international. The present Director is Professor Bi Jilong, former U.N. Deputy Secretary-General and Vice President of the Chinese Society of International Law. Professor Cheng Peng is the Deputy Director of the Institute. At present, the Institute has 18 full-time members including Professor Wang Tieya, Professor Zhao Lihai, Professor Shao Jin and other younger members of whom some are still studying or researching in the U.S., Canada, Western Europe and Japan. It is anticipated that the size of the professional staff will be increased to 25 or 30 in the near future.

The Institute is committed to conduct research projects in the following fields:

1. The relations between China and international law

A survey of historical development from modern times to the present, with particular emphasis on the elaboration of the practice of the People's Republic of China relating to international law.

2. The status of international organizations at international law

An analysis of the legal status and role of all important international organizations with the United Nations as the focus.

3. The impact of science and technology on international law

A study of the development of the law of the sea, space law, as well as legal status of the Antarctic, and international environmental law.

4. Legal aspects of international economic relations

A study of issues concerning the New International Economic Order, international development, and the nature of international economic organizations.

The results of the research are primarily manifested in manner of the publication of monographs and articles carried in the Chinese Yearbook of International Law and other academic journals, including two monographs by Professor Zhao Lihai entitled On the Revision of the U.N. Charters and The New Development of the Law of Sea; articles by Professor Wang Tieya, "The U.N. and International Law" (CYIL 1986) and "Concept of Common Heritage of Mankind" (CYIL 1984); articles by Professor Shao Jin, "Legal Problems Concerning Military Use of Exclusive Economic Zones and Continental Shelves" (CYIL 1985); articles by Miss Wei Qun, "On the Choice of Law Clause and other Legal Problems in State Contracts" (CYIL 1986) and article by Mr. Li Zhaojie, "Issues Concerning Sovereignty over Antarctica" (CYIL 1987), etc.

So far, the research project on the Practice of the People's Republic of China relating to International Law has become a state project for the 7th 5-year National Social Science Research Program under Professor Wan Tieya with Professor Ma Jun of China Foreign Affairs College as a co-participant, and Miss Tian Ruxuan, associate research fellow of the Institute, as a document and material assistant. Other major research projects include the Theoretical Basis of International Law by Professor Zhao Lihai, the Regime for the Ocean Environmental Protection for Exclusive Economic Zones by Professor Shao Jin, Modern China and International Law by Professor Cheng Peng, International Investment and Natural Resources Development by Miss Wei Qun and the Legal Status of the Antarctic by Mr. Li Zhaojie.

The Institute is also engaged in collecting and editing international legal materials. To this date, the second edition of the Selected Materials of International Law has been published, the Selected Collection of the U.N. Documents and the Second Volume of Materials on International Law have been turned over to the press. Besides, the Institute is involved in the compilation and publications of the Collection of materials on the Law of War which has been published already. The compilation by Miss Tian Ruxuan of the Content of and Index to the Recueil des cours de l'Academie de droit international has been finished for reference use. Finally, a book on the English-French-Chinese Terminology of International Law edited by Professor Wang Tieya has also been published.

The Institute maintains close connection with governmental institutions, such as the Ministry of Foreign Affairs, the Ministry of Foreign Economic Relations and Trade, the Supreme People's Court, and other governmental departments which are concerned with international law. It is actively involved in the work of these institutions providing consultation and undertaking research on topics assigned. It is expected that such relations will be further developed in the future.

The Institute periodically arranges a series of lectures on issues of international legal concern for the senior undergraduates and post graduates. Up to the present time, lectures have mostly been offered by legal experts or advisors of the Ministry of Foreign Affairs, such as Mr. Shao Tianren, Professor Li Haopei, Mr. Zhang Hongzeng and Mr. He Qizhi. It is planned that in the future, experts from other institutions will also be invited to lecture.

In order to promote cooperations and exchange with foreign countries in the research of international law, the Institute has been able to have foreign professors and scholars visit or lecture at the Institute under the auspices of various sides. An incomplete record shows that about 20 professors and scholars came to lecture, and more than 30 conduct study tours from different countries, including the United States, Canada, Britain, France, Belgium, Switzerland, Netherlands, Federal Germany, Yugoslavia, Italy and Japan.

Among the foreign professors and scholars who have lectured

at the Institute are Professor Bin Cheng of the University of London, Professor Ronald St. J. McDonald of Dalhousie University, Professor Nicolas M. Matte of McGill University, Madame Suzanne Bastid of the University of Paris, Professor William Burke of the University of Washington, Professor Gerard J. Mangone of the University of Delaware, Professor Samuel Kim of Mommouth College, Professor Richard Gardner of Columbia University, Professor Henry Steiner of Harvard University, Professor Eric Stein of Michigan University, Professor Lucius Caflisch of Institut universitaire des hautes études internationales, Professor I.H. Ph. Diedericks-Verochoor and Professor J.C. Schultz of Utrecht University, and Dr. Roy S. Lee of the Legal Department of the United Nations Secretariat.

In the summer and fall of 1985 the Institute held two seminars on international law. A number of well-known foreign professors of international law were invited to participate in the main lectures for the summer one. Among the lecturers were Professor Oscar Schachter and Louis Henkin of Columbia University, Professor Ronald St. J. Macdonald of Dalhousie University, Professor Jean J.A. Salmon of the Free University of Brussels, Professor Frank Newman of the University of California at Berkeley. The UNDP, American Committee on Legal Education Exchange with China, and other foreign institutions provided financial support for this seminar.

In celebration of the 40th anniversary of the United Nations, the fall seminar was held from September 9 to October 6.

Dr. Kuen Chen, former Division Director of the Legal Department of the United Nations Secretariat was the chief lecturer. Other lecturers were Professor Luke T. Lee of Tufts University. Mr. Shao Tianren and Mr. Shi Jiuyong, legal advisors to the Ministry of Foreign Affairs, and Professors Bi Jilong, Zhao Lihai, and Wang Tieya.

Under the generous auspices of the UNDP, the Institute has set up a library room housing books and materials and research facilities including xerox machines, microfilm and microfiche readers, and other equipment donated or granted by the UNDP. Thus, the library room has begun to take shape. Efforts are being made to seek further support from the UNDP.

Due to budgetary problems, however, the Institute is facing great difficulties in acquiring foreign books and materials. To fill this gap, a number of foreign friends have made their contributions. Among them were Professor Bin Cheng, Professor Luke T. Lee, Professor Salmon and Professor Lucius Caflisch. It should be particularly mentioned that Dr. Kuen Chen has generously contributed to the Institute \$2,000 U.S. dollars each year for the period of 3 consecutive years beginning from 1984 as funds for purchasing foreign books and materials. The Institute intends to explore the possibility of gradually expanding its collection of books and materials so as to become a centre to provide library services for both faculty and student body of the University and other international lawyers throughout the country. In this respect, the Institute hopes that friends

aborad can give help and assistance.

The Institute intends to establish an advisory committee consisting of Chinese and Foreign scholars and other persons interested in international law. The purpose of the committee will be to provide consultation and proposals for the Institute and to offer assistance to facilitate the growth of the Institute. The Institute is now consulting in different quarters about this matter.

The International Law Institute at Beijing University is four years old since its founding in 1983. In 1987, the Institute made great efforts in both research and teaching in spite of the shortage of money and staff members. The following is a brief survey of the work of the Institute in 1987.

Courses and Seminars

Wang Tie-ya,	"Problems of International Law"; "Selected Readings in International Law"
Zhao Li-hai,	"Special Topics on the Law of the Sea"; "Basic Theories of International Law"
Shao Jin,	"International Law-General Course"
Wei Qun,	"Law of International Development and Natural Resources"; "International Law-General Course"
Li Zhao-jie,	"Selected Readings of International Law Authorities"; "Legal Status of the Antarctic"

Cheng Peng is in charge of a series of lectures on "The Study of International Law", which are given once a week. The Lecturers include:

Shao Tian-ren,	Legal Advisor of Ministry of Foreign Affairs, Professor of Law: "Hong Kong Basic Law and International Law"
Li Hao-pei,	Legal Adviser of Ministry of Foreign Affairs, Professor of Law: "On the Applicable Law of Contract"
Shi Jiu-yong,	Legal Adviser of Ministry of Foreign Affairs, Professor of Law: "Some Problems of the Implementation of the Sino-British Joint Declaration on Hong Kong"
He Qi-zhi,	Legal Consultant of the Department of Treaty and Law of Ministry of Foreign Affairs, Professor of Law: "Some Problems of the Outer Space Law"
Ouyang Chu-ping,	Vice-Director of the Department of Treaty and Law of Ministry of Foreign Affairs: "Some Legal Problems of International Seabed Area"

- Yuan Zhen-min, Director of the Department of Treaty and Law of Ministry of Foreign Economic Relations and Trade: "Legal Aspects of Joint Ventures"
- Fei Zong-yi, Deputy Chief Judge of Economic Trial Court of Supreme People's Court: "Judicial Assistance Agreements between China and Some Foreign Countries"
- Tang Hou-zhi, Vice-Chairman of Foreign Trade Arbitration Commission: "On International Commercial Arbitration"

Graduate Students and Their Supervisors:

- Zhao Li-hai:
 Doctoral Student, Zou Ke-yuan: Law of the Antarctic
 Doctoral Student, Yu Ning: Law of the Sea
 Master Student, He Lan-qing: Hong Kong and Macao Law
 Master Student, Zhang Bao-yun: International Economic Law
- Wang Tie-ya:
 Doctoral Student, Wei Qun: Law of State Contract
 Master Student, Wang Hui: International Humanitarian Law
 Master Student, Song Ying: Law of Treaty
- Shao Jin:
 Master Student, Zhou Jun: State Immunity Law
 Master Student, Tang Yu-shan: Law of the Sea
 Master Student, Yu Hui: Law of the Sea Pollution
 Master Student, Ren Chao-ying: Law of the Sea
- Cheng Peng:
 Master Student, Zhang Xing-mei: Air Law

Publications of Books and Articles

Books:

- Zhao Li-hai, ed. Theory and Practice of Contemporary Law of the Sea, 1987.
- Tian Ru-xuan, and Wang Tie-ya, ed. The Collection of the United Nations Documents, 1987.
- Tian Ru-xuan, et al Materials on the Law of War, 1987.

Articles:

- Wang Tie-ya, "Nuclear Deterrence and International Law", Chinese Yearbook of International Law, 1987.

- "The Convention on the Law of the Sea and the Development of the Law of the Sea", International Law Review, 1987.
- Zhao Li-hai, "Origin of the Macao Problem", Law Journal, No. 1, 1987.
 "Illegal McMahon Line", Law Journal, No. 4, 1987.
 "The Trial of Kokorio of the Japanese Courts is a Serious Contravention of International Law", People's Daily, 6 March, 1987.
 "The Common Heritage of Mankind is an Important Principle of Contemporary International Law", Journal of Beijing University, No. 3, 1987.
- Shao Jin, "Epoch Making Declaration on Human Rights - In Memory of the 40th Anniversary of the Universal Declaration on Human Rights".
 "Exclusive Economic Zone", Ocean Development, No. 4, 1987.
- Cheng Peng, "Main Issues in Relations Between Chinese Constitution and International Law", Science of Law Abroad, No. 1, 1987.
- Li Zhao-jie, "Problems of Sovereignty in the Antarctic";
 "Global Satellite Communication" (Translated Article), Chinese Yearbook of International Law, 1987.
- Wei Qun, "Law of International Development in Shaping", Journal of Beijing University, No. 3, 1987.
 "The Choice of Law Clause and Other Legal Problems in State Contract", Chinese Yearbook of International Law, 1987.
 "New Developments of International Investment Protection", Science of Law Abroad, No. 6, 1987.
 "How to Manage Stock Market in Foreign Countries", Economy Daily, 20 Apr. 1987.
 "The Impact of Huguang Railroad Bond Case on the Chinese Bond Issue in the United States", Guide to World Economy, 8 Jun. 1987.
- Tian Ru-xuan, "Documents and Materials" in the Chinese Yearbook of International Law, 1987.

Academic Visits

In April, Shao Jin Attended SEAPOL International Conference

in Bangkok and made a speech "On Some Security Aspects in the Implementation of the United Nations Convention on the Law of the Sea in the Southeast Asian Seas ".

From June to July, Wang Tie-ya visited Canada. In Vancouver, Wang Tie-ya attended a meeting of British Columbia Bar Association sponsored by Mr. Geoggrey Thompson and made a talk on Nuclear Weapons and Hong Kong. In Halifax, he made a speech, "China's Attitude Toward the New Convention on the Law of the Sea" at the Summer Program of Dalhousie Ocean Studies. And in Ottawa, he attended the International Conference on the Nuclear Weapons and International Law sponsored by Canadian Council on International Law and Canadian Bar Association and delivered a speech, "Nuclear Deterrence and International Law".

In July, Wang Tie-ya visited the United States. In Washington, D.C., he met Mr. John L. Hargrove, the Executive President of the American Society of International Law, and arranged for a joint meeting of Chinese and American scholars. He discussed the admission of Chinese Branch into the International Law Association with Mr. Cecil J. Omstead, the President of the Association.

In August, Wang Tie-ya led Chinese delegation to attend the 13th Session of the World Peace Through Law Conference in Seoul.

In September, Wang Tie-ya attended the 62nd Session of the Conference of the Institute of International Law in Cairo. Thereafter he visited Institut des hautes études internationales, Université de droit, d'économie et de sciences sociales de Paris

and Swiss Institute of Comparative Law.

In November, Wang Tie-ya made a friendly visit to Japan as a member of the delegation of the Sino-Japanese Friendship Association and held two meetings with Japanese scholars on Kokorio Case.

Other Academic Activities

In April, Chinese Society of International Law and Hague Academy of International Law conducted an External Program in Beijing, which was chaired by Wang Tie-ya as the Vice-President of the Society. Li Zhao-jie took part in the organization and management work of the Program and Wei Qun participated as a student.

In August, Wang Tie-ya was elected Fellow of the World Academy of Art and Science.

Shao Jin participated the Drafting Groups on Territorial Sea and Exclusive Economic Zone & Continental Shelf of the People's Republic of China.

In June, Zhao Li-hai, at the invitation of the Legal Group of the Chinese People's Political Consultative Council, made a speech on Kokorio Case.

In December, Wang Tie-ya made a speech on Kokorio Case at the 4th Session of the Sino-Japanese Committee on the 21st Century.

American University conducted a Summer Workshop on Chinese Law in Beijing University. Zhao Li-hai delivered a lecture on international law and Li Zhao-jie and Wei Qun participated as

interpreters.

Zhao Li-hai delivered a lecture on international law and Wei Qun and Li Zhao-jie worked as interpreters for the Chinese Law Program conducted by the Law Department of Beijing University.

Li Zhao-jie and Wei Qun worked as simultaneous interpreters for the Teaching and Research Conference of World Intellectual Property Law in Asian-Pacific Areas conducted jointly by World Intellectual Property Organization and Beijing University.

Foreign Visiting Scholars

Prof. John H. Jackson, University of Michigan of the United States, delivered a lecture on some problems of international economic law.

Mr. Leonard Boudin, Rabinowrits, Boudin, standard, Krinsky & Liberman, New York, gave a talk on some problems of international arbitration.

Prof. M.D. Copithorne, University of British Columbia, gave a course on international law.

Prof. Charles B. Bourne, University of British Columbia, gave a course on international law.

Prof. Carl Q. Christol, University of Southern California, delivered a lecture on the law of outer space.

Dr. Roy Lee, Legal Office of the United Nations Secretariat, gave a talk on problems of law of the sea.

In April, the lecturers from the Hague Academy for the External Program in Beijing visited the International Law Institute and held a discussion with the scholars and graduate

students. The visitors include the following:

H.E. Judge Manfred Lachs of the International Court of Justice; Prof. René Jean Dupuy of the College of France; President Peter M. North of Jesus College of Oxford University; Mr. W.A.J. Wevers of the Hague Academy of Intemat.

Other Visitors

Mr. Marc Bright, Director, the American People Ambassador Program;

Dr. Mark J. Valencia, the Research Associate and Project Coordinator of the Resource Systems, Institute of Hawaii East-West Centre;

Mr. Stanley Lubman, the Heller, Erhruan, White & McAuliffe, San Francisco;

Mr. Steven K. Hazen, Paul, Hasting, Janofsky & Walker, Los Angeles;

Prof. Mark W. Janis and Vice-Dean H.C. Macgill, School of Law of University of Conneticut;

Mr. Milan Sahovic, Director of the Institute of International Politics and Economy of Yugoslavia;

Prof. Witmore Gray, Law School, University of Michigan;

Prof. Bernard Hanotiau, University of Louvain;

Prof. Edward MacWhinney, Simon Fraser University;

Dr. Harro Von Senger, Seiss Institute of Comparative Law;

Prof. Elizabeth Borgese, Political Science Department, Dalhousie University;

Prof. Christophor W. Pinto, General Secretary of the Iran-U.S. Claims Commission;

Prof. Wakamizu Tsutsui, School of Liberal Arts, University of Tokyo;

Prof. Onuma Yanuaki, School of Law, University of Tokyo;

Prof. Hideo Takabayashi, School of Law, Kyushu University;

Mr. Mark Sidel, from Ford Foundation;

Dr. Nam-Yearl Chai, Politics Department, Columbus University;

Dr. Milan Bulajic, former Adviser, Federal Secretariat for Foreign Affairs of Yugoslavia;

Mr. William S. Moody and Mr. William F. McCalpin, Rockefeller Brothers Foundation;

Mr. Yoshihisa Okamatsu, Kyoto of Japan.

Books and Reference Materials

The Institute is very grateful to the following foreign scholars and institutions for sending books and reference materials:

Prof. Charles B. Bourne of British Columbia University of Canada, a complete set of Canadian Yearbook of International Law;

Prof. Christopher W. Pinto, the General Secretary of the Iran - U.S. Claims Commission, Index to the Issues Addressed by the Tribunal;

Concil of Europe, European Court of Human Rights - Judgements;

Law Library of Columbia University of the United States,

Selected Recent Acquisitions;

Dr. Roy Lee Legal Office of the United Nations Secretariat,
United Nations Legal Materials and Documents;

Mr. C.F. Ameraimghe, Executive Secretary of World Bank
Administrative Tribunal, Materials on World Bank Administrative
Tribunal;

For the exchange of periodicals, the Institute received the
following:

Netherlands Yearbook of International Law;

Japanese Review of International Law and Diplomacy

Mr. W.A.J. Wever of the Hague Academy of International Law is
sending a complete set of Recueil des Cours de l'Académie de
Droit International de la Haye.