BIBLIOGRAPHY

The chapter and footnote numbers in which each work is cited are given at the end of each entry.

Articles


J.W. Boulton, Modern International Law of Piracy: Content and Contemporary Relevance, 7(6) International Relations 2493 (November 1983), V-60, 189

J.W. Boulton, Maritime Order and the Development of the International Law of Piracy, 7(5) International Relations 2335 (May 1983), V-60, 189

H.J. Bourguignon, Incorporation of the Law of Nations During the American Revolution . . . , 71 AJIL 270 (1977), III-33

J. Clark, The English Practice with regard to Reprisals by Private Persons, 27 AJIL 694 (1933), I-176


C.D. Cowan, Governor Bannerman and the Penang Tin Scheme, 23(1) JMBRAS 52 (1945), IV-108

C.D. Cowan, Early Penang and the Rise of Singapore, 1805-1832, 23(2) JMBRAS 1 (1945), IV-101, 108


J.G. de Montmorency, Piracy and the Barbary Corsairs, 35 Law Quarterly Review 133 (1919), V-14


The opinions shared in this paper are those of the author and do not necessarily reflect the views and opinions of the U.S. Naval War College, the Dept. of the Navy, or Dept. of Defense.
398 Bibliography


L. Gröss, States as Organs of International Law and the Problem of Autointerpretation, in Gross, Essays and Lipsky, I-111

P.C. Jessup, Parliamentary Diplomacy, 89 Hague Recueil 85 (1956) V-121

H. Kelsen, Recognition in International Law—Theoretical Observations, 35 AJIL 604 (1941), I-111, III-289

A.W. Knauth, Prize Law Reconsidered, 46 Columbia Law Review 69 (1946), IV-168

Sir H. Lauterpacht, Codification and Development of International Law, 49 AJIL 16 (1955), V-68

J.J. Lenoir, Piracy Cases in the Supreme Court, 25 Journal of Criminal Law and Criminology 532 (1934-35), V-110


J. Low, An Account of the Origin and Progress of the British Colonies in the Straits of Malacca, 4 JIA 11 (1850), IV-101, 102, 117, 119

H.E. Miller, Extracts from the Letters of Col. Nahuijs, 19(2) JMBRAS 169 (1941), IV-109


E. Root, Francis Lieber, 7 AJIL 453 (1913), V-86

W. Roxburgh, Submarines at the Washington Conference, 3 BYIL 179 (1922-23), V-14

A.P. Rubin, Evolution and Self-Defense at Sea, 7 Thesaurus Acroasium 107 (1977), IV-205
Bibliography


A.P. Rubin, Terrorism and Piracy: A Legal View, 3 Terrorism: An International Journal 117 (1979), IV-332

A.P. Rubin, Terrorism and Social Control, 6 Ohio Northern University Law Review 60 (1979), IV-222

G. Schwarzenberger, the Problem of an International Criminal Law, 3 Current Legal Problems 263 (1950), V-60, 220

Scott, Pirate Attack in Paradise, Yachting (May 1984) 25, V-229

J. Sheehan, the Entebbe Raid . . ., 1(2) The Fletcher Forum 135 (1977), IV-222

A.J. Stockwell & A.P. Rubin, Correspondence, 77 AJIL (1983), IV-236


N. Tarling, British Policy in the Malay Peninsula and Archipelago, 1824-71, 33(3) JMBRAS 1 (1957), IV-157

B. Wortley, Pirata Non Mutat Dominium, 24 BYIL 258 (1948), V-157

Books

H. Adams, The Education of Henry Adams (1907-1918), III-242

"Age", The Boat People (Bruce Grant, ed.) (Penguin 1979), V-228


J. Anderson, *Acheen and the Ports on the North and East Coast of Sumatra...* (1840), IV-99 to 105

Anon., *Extracts from the Several Treaties Subsisting Between Great Britain and Other Kingdoms and States...* (1741), II-79

Appian, *[Roman History; The Illyrian War]* (Horace White, transl.) (LCL 1955-1958), I-119

Aristotle, *Nichomachean Ethics* (c. 350 B.C.) (W.D. Ross, transl.) (Modern Library, undated), IV-14

Aristotle, *The Politics* (N. Rackham, transl.) (LCL 1932), I-26

Aristotle, *The Politics* (E. Barker, transl.) (1946), I-26

Jane Austen, *Persuasion* (1818), IV-19

John Austin, *The Province of Jurisprudence Determined* (1832, 1954), IV-261


Balthasar Ayala, *De Iure et Officiis Bellicis et Disciplina Militari* (1581, 1597) (J.P. Bate, transl.) (CECIL 1912), I-91

Andrew Barker, *A True and Certaine Report of the Beginning, Proceedings etc. of Captaine Ward and Danseker...* (1609), I-76


Pierino Belli, *De Re Militari et Bello Tractatus* (1563) (H.S. Nutting, transl.) (CECIL 1936), I-80 to 90


*Beowulf* (c. 1000 A.D.) (Chickering, transl.) (1977), I-131

*Beowulf* (c. 1000 A.D.) (Wright, transl.) (1957), I-131


C.D. Bowen, *The Lion and the Throne* (1956), I-61


J. Brondsted, *The Vikings* (1965), I-27

Henry Burney, *The Burney Papers* (Bangkok, 1910-1914), IV-2, 116, 118 to 123, 127 to 130, 135, 136, 146 to 150, 152

Cornelisz Bynkershoek, *Questionum Juris Publici* (1737) (Tenney Frank, transl.) (CECIL 1930), II-3, 139 to 145, 147, 149, 150

Julius Caesar, *De Bello Gallico* (H.J. Edwards, transl.) (LCL 1958), I-118


Marcus Tullius Cicero, *De Officiis* (Walter Miller, transl.) (LCL 1928), I-46, 49, 52, V-234

Marcus Tullius Cicero, *De Re Publica* (with *De Legibus*, (C.W. Keyes, transl.) (LCL 1928, 1977), V-234
Marcus Tullius Cicero, *Letters to Atticus* (D.R. Shackleton Bailey, transl.) (1968), I-38, 39, 47

Marcus Tullius Cicero, *Selected Works* (M. Grant, transl.) (Penguin 1971), I-54


E. Creasy, *The Fifteen Decisive Battles of the World* (1851), IV-263


C.H. Dana, *Two Years Before the Mast* (1840, 1869, 1969), III-278


Daniel Defoe, *Robinson Crusoe* (1719), I-72

Demosthenes, *De Halonesso*, in Demosthenes [Orations] (J.H. Vince, transl.) (LCL 1954), I-17

Dio Cassius, *[Roman History]* (E. Cary, transl.) (LCL 1954-1955), I-129

Dio Chrysostom, *Discourses* (H. Lamar Crosby, transl.) (LCL 1956), I-46

Diodorus Siculus, *[History]* (R.M. Greer, transl.) (LCL 1954), I-29


Sir Edward Hyde East, *A Treatise of the Pleas of the Crown* (1804), II-56

Euripides, *The Trojan Women* (c. 410 B.C.), I-40

A. Evans & J. Murphy, eds., *Legal Aspects of International Terrorism* (1978), V-29


Grace Fox, *British Admirals and Chinese Pirates, 1832-1869* (1949), IV-156, 165

*Freund's Latin Dictionary* (Lewis & Short rev'n) (Andrews, ed.) (1879), I-19, 21

T. Fulton, *The Sovereignty of the Sea* (1911), IV-38


Alberico Gentili, *De Iure Belli Libri Tres* (1612) (J.C. Rolfe, transl.) (CECIL 1933), I-93 to 96, 99 to 100, II-16


G. Gidel, *Le Droit International Public de la Mer* (1932), V-178

*The Greek Anthology* (Jay, ed.) (Penguin 1981), I-32


Hugo Grotius, *De Iure Belli ac Pacis* (1625, 1632) (Blaeu, Amsterdam), I-125, IV-10

Hugo Grotius, *De Iure Belli ac Pacis* (1625, 1646) (F.W. Kelsey, transl.) (CECIL 1925), I-46, 50, 115, 116, 121 to 125, 128, IV-3, 9

Hugo Grotius, *De Iure Belli ac Pacis* (1625, 1646) (Whewell, ed. 1853), I-116, 121, 123 to 125
Hugo Grotius, *De Iure Praedae Commentarius* (1604) (Williams and Zeydel, transl.) (CECIL 1950), I-126, 127, II-137

G. Hackworth, *Digest of International Law* (1941), V-109, 111

J. HaCohen, *Emek Habkha, la Vallée des Pleurs . . .* (1881), I-69

Sir Matthew Hale, *The History of the Pleas of the Crown* (Sollom Emlyn, ed. 1778), I-175


Herodotus, *[The Persian War]* (A.D. Godley, transl.) (LCL 1931), I-16


Thomas Hobbes, *Leviathan* (1651), II-129


Homer, *The Iliad*, (A.T. Murray, transl.) (LCL 1971), I-8


Homer, *The Odyssey*, (T.A. Buckley, transl.) (1891), I-12, 22

M.O. Hudson, *The World Court, 1922-1929* (rev'd ed. 1929), V-73
Bibliography

M.O. Hudson, *World Court Reports* (Vol. II 1935), II-65


Charles Johnson, *A General History of the Pirates* (1718), I-72


Justinian, *Corpus Juris Civilis* (Mommsen & Krueger text, Kunkel, ed. 1954), I-56 to 58, 175

James Kent, *Commentaries on American Law* (1826), III-132 to 136

Sir Henry Keppel, *The Expedition to Borneo of H.M.S. Dido for the Suppression of Piracy . . .* (1846), IV-159

H. Lauterpacht, *Recognition in International Law* (1947), III-137, 264

Liddell & Scott, *Greek-English Lexicon* (8th ed. 1897), I-9


G.A. Lipsky, ed., *Law and Politics in the World Community . . .* (1953), I-111

Titus Livius (Livy), *[History of Home]*, (A.C. Schlesinger, transl.) (LCL 1959), (E.T. Sage, transl.) (LCL 1935), I-20, 21, 32, 41, 42


E. Longford, *Wellington; The Years of the Sword* (Panther 1971), IV-5

James Lorimer, *The Institutes of Law* (1872), IV-263

J.G. Lorimer, *Gazetteer of the Persian Gulf* (1915), IV-27

James Madison, *Debates in the Federal Convention of 1787*, in *Documents Illustrative* 109-745, III-10, 12, 13, 15, 17, 18, 23 to 25, 27 to 30
Bibliography


H. Marks, The First Contest for Singapore: 1819-1824 (1959), IV-111, 113


R.G. Marsden, ed., Select Pleas in the Court of Admiralty (Selden Society Vols. 6, 11) (1894, 1897), I-133, 169, 171

J. Masefield, ed., Dampier's Voyages 1700-1726 (1906), IV-97

A.D. McNair, Law Officers' Opinions (1956), II-5, 47, IV-200, 205, 206, 208, 209, 220 to 223, 226, 228, 308, 314, 315, 317

H. Melville, Billy Budd (posthumous; written about 1890, published 1924), IV-20

H. Melville, White Jacket (1849) IV-20


J.M. Moessner, Die Voelkerrechtspersoenlichkeit und die Voelkerrechtspraxis der Barbaresken Staaten (1968), IV-49

Charles Molloy, De Jure Maritimo (1677), I-175, 176, II-44, 62 to 65, 68, 69, 160, III-59

J.B. Moore, International Arbitrations . . . (1898), III-224, 226.

J.B. Moore, International Law Digest (1906), III-104, 130, 131, 139, 147, 148, 151, 227, 242, 255 to 257, 264, 272, 273, 283, 284, 288, IV-326, 327, 329


J.L. Motley, The United Netherlands (1860), I-92

R. Muir, The Making of British India (1917), IV-106

Sir Harold Nicolson, *The Congress of Vienna* (1946, 1961), IV-75

NRS, *Naval Songs and Ballads* (Vol. 33 of the NRS series) (1907), I-76 to 79

NRS, *Piracy in the Levant, 1827-8 . . . [Codrington Papers]* (Vol. 72 of the NRS series) (1934), IV-77, 81 to 92


Z. Nuttall, ed., *New Light on Drake* (Vol. 34 of the Hakluyt Society, 2nd ser.) (1914), II-117


T. Ortolan, *Règles Internationales et Diplomatie de la Mer* (3rd ed. 1856), V-1076

S. Osborn, . . . *The Blockade of Quedah* (2nd ed. 1860), IV-132


Coleman Phillipson, *The International Law and Custom of Ancient Greece and Rome* (1911), I-4
408  Bibliography


Polybius, *[The Histories]* (W.R. Paton, transl.) (LCL 1954), I-28, V-88


S. Purchas, *Hakluytus Postumus or Purchas His Pilgrims* (1625, 1905-7), IV-96

Samuel Rachel, *De Jure Naturae et Gentium Dissertationes* (1676) (J.P. Bate, transl.) (CECIL 1916), II-136

Lady Sophia Raffles, *Memoir of the Life and Public Services of Sir Thomas Stamford Raffles . . .* (1830), I-2


S. Runciman, *The White Rajahs* (1960), IV-159

Sallust (Gaius Sallustius Crispus), *The Jugurthine War* (J.C. Rolfe, transl.) (LCL 1931, 1960), I-33, 58


J.B. Scott, *The Civil Law* (1933), I-56

J.B. Scott, *Law, the State, and the International Community* (1939), I-19

J.B. Scott, *The Armed Neutralities of 1780 and 1800* (1918), IV-570, V-19

J.B. Scott, *Cases on International Law* (1922), V-222

H.A. Smith, *Great Britain and the Law of Nations* (1932), IV-46, 47, 50, 51, 58, 60, 63, 64, 66 to 74, 76


A.C. Spearing, *Criticism and Medieval Poetry* (2nd ed. 1972), I-1

P. Stiel, *Der Tatbestand der Piraterie nach Geltendem Voelkerrecht* (1905), V-84 to 88, 90, 92

Joseph Story, *Commentaries on the Conflict of Laws* (1834), III-69, 123

Suetonius (C. Suetonius Tranquilli), *The Lives of the Caesars* (J.C. Rolfe, transl.) (LCL 1928), I-53

Tacitus, *On the Customs and People of Germany* [*De Monibus & Populis Germaniae*] (M. Hutton, transl.; rev’d ed. by E.H. Warmington) (LCL 1970), I-118

Tacitus, *Annals* [*Annalium*] (John Jackson, transl.) (LCL 1937, 1956), I-228

Tacitus, *Histories* [*Historiae Augustae*] (John Jackson, transl.) (LCL 1925, 1956), I-118

N. Tarling, *Britain, the Brookes and Borneo* (1971), IV-159


Bibliography


H.R. Wagner, *Sir Francis Drake's Voyage Around the World* (1926), II-117

Henry Wheaton, *Elements of International Law* (1836), (Dana, ed. 1866), (CECIL 1936), III-192, 279, 280

M. Whiteman, *Digest of International Law* (Vol. 6) (1968), III-266

G.G. Wilson, *International Law Situations 1930* (NWC 1931), V-14


William Wynne, *The Life of Sir Leoline Jenkins . . .* (1724), II-1, 2, 45, 66, 70 to 72, 74 to 76, 78, III, 95, IV 138


Richard Zouche, *Iuris et Iudicii Fecialis* (1650) (J.L. Brierly, transl.) (CECIL 1911), II-134, IV-17

Treaties

27 April 1667, The Netherlands-France, Paris, 7 CTS 141, II-149

21/31 July 1667, Great Britain-The Netherlands, Breda, 10 CTS 255, II-77, 79

6 February 1778, United States-France, Paris, 46 CTS 447, 1 Malloy 479, III-156

14 November 1788, United States-France, Versailles, 50 CTS 387, 1 Malloy 490, III-156

19 November 1794, United States-Great Britain (Jay’s Treaty), London, 52 CTS 243, 12 Bevans 13, 8 Stat. 116, III-40, 46, 47

5 September 1795, United States-Algiers, Algiers, 52 CTS 461, 1 Malloy 1, III-129

27 October 1795, United States-Spain (Pinckney’s Treaty), San Lorenzo el Real, 53 CTS 9, 11 Bevans 516, III-48 to 52, 160, 194

4 November 1796, United States-Tripoli, Tripoli, 53 CTS 315, 2 Malloy 1784, III-129

(24-31?) August 1797, United States-Tunis, Tunis, 54 CTS 119 (for note on the date, see 54 CTS 137), 2 Malloy 1794, III-129

26 March 1799, United States-Tunis, 8 Stat. 157. This Treaty is referred to as altering the 1797 Treaty in 2 Malloy 1794. It is reproduced in its entirety in 1 Tetot, Répertoire des Traités 105 (1866) as no. 1066 taken from 1 T. Elliot, American Diplomatic Code . . . 508 (1834), III-142

6 February 1806, British East India Company-Sheikh of Qawasim, 58 CTS 387, IV-28

30 June/3 July 1815, United States-Algiers, Algiers, 65 CTS 33, 8 Stat. 224, III-142

22-23 December 1816, United States-Algiers, Algiers, 66 CTS 453, 8 Stat. 244, III-142

8 January 1820, “Contract” between the British East India Company and various Persian Gulf Sheikhs, 70 CTS 464, IV-29, 32

6, 8, 9, 15 January, 5 February 1820, “Preliminary Treaties” between the British East India Company and several Persian Gulf Sheikhdoms, 70 CTS 472, IV-34 to 37, 40

24 February 1824, United States-Tunis, Bardo, 74 CTS 69, 2 Malloy 1800, 8 Stat. 298, III-142
412 Bibliography

17 March 1824, Great Britain-The Netherlands, London, 74 CTS 87, 11 BFSP 194, IV-111, 112

20 August 1825, British East India Company-Selangor, 75 CTS 353, IV-256

20 June 1826, Thailand (Siam)-Great Britain, Bangkok, 76 CTS 303, 14 Aitchison 115 (1929 ed.), 23 BFSP 1153, IV-126, 154

18 October 1826, British East India Company-Perak, 76 CTS 445, IV-114, 115

5 August 1830, Algiers-France, Algiers, 81 CTS 53, IV-55

8 August 1830, Tunis-France, Tunis, 81 CTS 99, IV-55

11 August 1830, Tripoli-France, Tripoli, 81 CTS 147, IV-55

16 September 1836, United States-Morocco, Meknes, 86 CTS 197, 1 Malloy 1212, 8 Stat. 484, III-142

8 October 1843, China-Great Britain, The Bogue (Hoomun-Chae), 95 CTS 323, 31 BFSP 132, 1 Imperial Maritime Customs, Treaties 198, IV-215

16 April 1856, Declaration Respecting Maritime Law, Multilateral, Paris, 115 CTS 1, 46 BFSP 26, III-231, 255

26 June 1858 Great Britain-China, Tientsin, 119 CTS 163, 48 BFSP 47, 1 Imperial Maritime Customs, Treaties 212, IV-212 to 215

29 July 1899, Convention on the Laws and Customs of War on Land, Multilateral, The Hague (Convention II of 1899), Schindler & Toman 57, V-7

18 October 1907, Convention on the Laws and Customs of War on Land, Multilateral, The Hague (Convention IV of 1907), Schindler & Toman 57, V-7

18 October 1907, Convention for the Pacific Settlement of International Disputes, Multilateral, The Hague (Convention I of 1907), 2 Malloy 2220, 1 Bevans 577, V-73
6 February 1922, Treaty Relating to the Use of Submarines and Noxious Gases in Warfare, Multilateral, Washington, Schindler & Toman 789, V-8, 9, 14

20 February 1928, Convention on Duties and Rights of States in the Event of Civil Strife, Multilateral, Havana, Schindler & Toman 805, V-25 to 27

22 April 1930, Treaty for the Limitation and Reduction of Naval Armaments (Part IV), Multilateral, London, Schindler & Toman 793, V-15


14 September 1937, Multilateral, Nyon, Schindler & Toman 799, V-17, 143

17 September 1937, Agreement Supplementary to the Nyon Agreement, Multilateral, Geneva, Schindler & Toman 801, V-20

7 December 1944, International Civil Aviation Convention, Multilateral, Chicago, 15 UNTS 295, TIAS 1599, 3 Bevans 944, V-185


29 April 1958, Convention on the High Seas, Multilateral, Geneva, 450 UNTS 82, TIAS 5200, 13 UST 2312, V-28, 60, 140, 170, 171, 190, 198, 205, 209, 217, 233

14 September 1963, Convention on Offenses and Certain Other Acts Committed on Board Aircraft, Multilateral, Tokyo, V-31, 32, 34, 35, 38


23 September 1971, Convention for the Suppression of Unlawful Acts Against the Safety of Civil Aviation, Multilateral, Montreal, TIAS 7570, 24 UST 564, V-55, 56

dated 7 October 1982, as corrected, in 21(6) ILM 1261 (1982), V-140, 170, 172, 190, 198, 205, 209, 217, 218, 233, Appendix III.B

Cases

**International Tribunals—Arbitrations**


International Fisheries Co. Case (1931) (United States v. Mexico), 4 U.N.R.I.A.A. 691, V-146

The Tinoco Arbitration (Great Britain v. Costa Rica) (1923), 18 AJIL 147 (1924), III-289

**International Tribunals—Courts**


Tunis-Morocco Nationality Decrees (1923) (Advisory to the League Council), P.C.I.J. Ser B, No. 4, IV-55

**National Tribunals—England, Great Britain, United Kingdom and Colonies**

Case of Andrew Artemonowitz Mattueoff, Ambassador of Muscovy, Q.B., 8 Queen Anne (1710), 10 Mod. 4, reproduced in Scott, *Cases on International Law* 286, V-222

Attorney-General of Hong Kong and Kwok-A-Sing [1873] L.R. 5 P.C. 179, 3 BILC 812, IV-211, 217, 219, V-13, 100, 179

The *Helena*, 4 C. Rob 4 (1801), IV-9, 48, 194

Hildebrand, Brimston and Baker’s Case, 1 Rolle 285 (1615), I-198, 199

Kidd v. Earl of Bellamont, 2 Salk. 625 (1701), II-92

The Le Louis [1817] 2 Dods. 210, III-110

The Magellan Pirates [1853] 1 Spink Ecc. & Ad. 81, 3 BILC 796, IV-173 to 175, 178, 181 to 184, 186, 186, 190

Palachie’s Case, 1 Rolle 175 (1615); English version in 3 Bulstrode 27 reproduced in 3 BILC 767 as The King against Marsh, I-168, 193, IV-14, 137, V-221

The Panda [1842] 1 W. Rob. 423, 3 BILC 771, III-70


R. v. Dawson and others, 13 How. St. Tr. 451 (1696), II-56, 58, 60, 80, 82 to 84, IV-218

R. v. John Golding, Thomas Jones et al. (eight Irish commissioners), 12 How. St. Tr. 1269 (1693), II-11, 21

R. v. Green and others, 14 How. St. Tr. 1199 (1705), II-85, 87 to 89, V-13, 100, 160


R. v. Kidd and others, 14 How. St. Tr. 123 (1701), II-91 to 107, III-181, 182, IV-18, 137

R. v. Lebby Lundoo & Anor., 2 Kyshe 6 (1813), IV-124

R. v. May, Bishop and others, 13 How. St. Tr. 451 (1696), II-56
R. v. Noquedah Allong & Ors., 2 Kyshe (Cr.) 3 (1811), IV-124

R. v. Quelch and others, 14 How. St. Tr. 1067 (1704), II-125, 127, 130, 132, 133

R. v. Tunkoo Mohamed Saad and ors., 2 Kyshe (Cr.) 18 (1840), IV-134, 140 to 142, 145

R. v. Vaughan, 13 How. St. Tr. 485 (1696), II-28

The Segredo, Otherwise the Eliza Cornish [1853] 1 Spink Ecc. & Ad. 36, 3 BILC 788, IV-171, 172, 188

The Serhassan (Pirates) 2 W. Rob. 354 (1845), 3 BILC 778, IV-161 to 163, 268, V-89, 148, 232

Southerne v. Howe, 2 Rolle 5 (1617), I-203, 204, IV-48

In re Tivnan and others, 5 Best & Smith’s Q.B. Rep. 645 (1864), III-264, 268 to 270, IV-216, V-13, 33

The Twee Gebroeders, 3 C. Rob. 336 (1801), IV-38

Westinghouse Electric Corporation Uranium Contract Litigation, House of Lords, 2 December 1977, in 17(1) ILM 38 (1978), V-54

The Zamora [1916] A.C. 77, II-135

National Tribunals—United States of America

The Ambrose Light, 24 F. 408 (S.D. N.Y. 1885), 18 Deak 112, III-285 to 287

The Antelope, 23 U.S. (10 Wheaton) 66 (1825), 1 Deak 35, III-110

The Bello Corrunes, 19 U.S. (6 Wheaton) 152 (1821), 9 Deak 429, III-197

Charge to a Grand Jury 16 October 1861 (Sprague, J.), 30 Fed. Cas. 1049, Case No. 18,277, III-258, 259

The Cherokee Nation v. The State of Georgia, 30 U.S. (5 Pet.) 1 (1831), III-143

The Cherokee Tobacco, 78 U.S. (11 Wall.) 616 (1871), III-143
Bibliography

The *Chesapeake*, 2 Moore, *Digest* 1080-1 (1863), III-272

Dole v. Merchants' Mutual Ins. Co., 51 Me. 465 (1863), 18 Deak 314, III-248, 249, 276


Fifield v. Ins. Co. of State of Pennsylvania 47 Pa. 166 (1864), 18 Deak 327, III-250 to 255, 276

Ford v. Surget, 97 U.S. 594 (1878), III-273 to 277

Hamilton, v. Dillin, 88 U.S. (1873) 73 (1875), 21 Wall. 528, III-276

Horn v. Lockhart, 84 U.S. 657 (1873) 17 Wall. 570, III-276

The *Josefa Segunda*, 18 U.S. (5 Wheaton) 338 (1820), III-198 to 200

The *Marianna Flora*, 24 U.S. (11 Wheaton) 1 (1826), 17 Deak 349, III-209

Mauran v. Insurance Co., 73 U.S. (6 Wall.) 1, 17 Deak 408 (1868), III-276

Monongahela Ins. Co. v. Chester, 43 Pa. St. 49, III-276


The *Palmyra*, 25 U.S. (12 Wheaton) 1 (1827), III-210, 212, 213

Planters' Bank v. Union Bank 83 U.S. (16 Wall.) 495 (1872), III-276

The Prize Cases, 67 U.S. (2 Black) 635 (1862), III-236 to 241, 243 to 245, IV-191

The *Santissima Trinidad* and the *St. André*, 20 U.S. (7 Wheaton) 283 (1822), III-201 to 205, 239

The Brig *Sarah Anne*, 2 Sumner 220 (1835), IV-188
Scott v. Sandford (The Dred Scott Case), 60 U.S. (19 How.) 393 (1857), III-120

Talbot v. Seeman, 5. U.S. 15 (1801), 1 Cranch 1, III-156

U.S. v. Aluminum Company of America, 148 F.2d 416 (2d Cir. 1945), V-53

U.S. v. Baker and Others (1861), 5 Blatchford, Cases in Prize 6 (1866), III-261 to 263, 282

U.S. v. David Bowers & Henry Mathews, 18 U.S. (5 Wheaton) 205 (1820), III-100


U.S. v. Darnaud, 3 Wallace 143 (3rd Cir. 1855), III-115, 116


U.S. v. Pedro Gilbert & Others, 2 Sumner 19 (1834), III-69, 70, 271, IV-94, V-33, 79

U.S. v. Griffin & Brailsford, 18 U.S. (5 Wheaton) 184 (1820), III-187

U.S. v. Holmes et al., 18 U.S. (5 Wheaton) 412 (1820, 8 Deak 28, III-188, 190

U.S. v. Howard & Beebee, 3 Washington 340 (1818), III-60

U.S. v. Hutchings, 26 Fed. Cas. 440, No. 15,429 (1817), III-161

U.S. v. Jones, 3 Washington 209 (1813), III-180, 182, to 184

U.S. v. Kessler, 26 Fed. Cas. 766, No. 15,528 (Cir. Ct., D. Penn. 1829), III-214 to 216

U.S. v. Klintock, 18 U.S. (5 Wheaton) 144 (1820), 8 Deak 20, III-81 to 83, IV-16, 179, 321, V-152

U.S. v. Palmer et al., 16 U.S. (3 Wheaton) 610 (1818), 8 Deak 1, III-62, 75 to 79, 163 to 168, IV-16, 179

U.S. v. Pirates, 18 U.S. (5 Wheaton) 184 (1820), III-97


U.S. v. Ross, 1 Gallison 624 (1812), III-65, 66, 103

U.S. v. Smith, 18 U.S. (5 Wheaton) 153 (1820), 1 Deak 7, III-91, 92, IV-177

U.S. v. Tully and Dalton, 1 Gallison 247 (1812), III-54 to 59, 64, 105, 106, V-36

U.S. v. Peter Wiltberger, 3 Washington 515 (1819), III-72

U.S. v. Wiltberger, 18 U.S. (5 Wheaton) 76 (1820), III-73, 74, 77 to 79, 192, IV-330, V-108


**National Tribunals—The Philippine Islands (Under United States Administration)**

People v. Lol-Lo and Saraw, 43 Philippine Islands 19 (1922), 1 Ann. Dig. of Public International Law Cases (1919-1922) (Williams and Lauterpacht, eds., 1932) 164-165, Case No. 112, V-107, 149, 232

**Statutes**

**England, Great Britain, United Kingdom**

14 Edw. III 2 c. 2 (1340), I-197, III-59

25 Edw. III 5 c. 2 (1352), Statute of Treasons, I-134, 201, II-19, III-139

27 Edw. III 2 c. 13 (1353), Statute of the Staple, I-176, 197
13 Rich. II c. 5 (1390), Admiralty Jurisdiction, I-166

15 Rich. II c. 3 (1392), Admiralty Jurisdiction, I-166

2 Rich. III c. 2 (1484?), I-197

1 Hen. VII c. 2 (1485), Foreign Merchant Denizens, I-197

21 Hen. VIII c. 11 (1529), Restitution of Goods Stolen, I-175, 197

27 Hen. VIII c. 4 (1535), Offences at Sea, I-159, II-44

28 Hen. VIII c. 15 (1536), Offences at Sea, I-134, 160, 161, II-14, 44, 61, III-182, Appendix I.A

32 Hen. VIII c. 4 (1540), Treasons in Wales, II-28

33 Hen. VIII c. 20 (1541), Attainder for Treason, II-28

33 Hen. VIII c. 23 (1541), Criminal Law, II-28

35 Hen. VIII c. 2 (1543), Treason Beyond the Sea, II-24

35 Hen. VIII c. 4 (1543), II-28

1 & 2 Philip & Mary c. 10 (1554), Treason, II-28

1 Will. & Mary c. 5 (1689), The Mutiny Act, I-163

7 Will. III c. 3 (1695), Treason, II-27

11 & 12 Will. III c. 7 (1700), Offences at Sea (Piracy Act of 1700) (listed in HMSO, Chronological Table of the Statutes, as 11 Will. 3 c. 7 (1698)), II-32, III-44, IV-43, 143, V-21, Appendix I.B

6 Anne c. 11 (1707), Act of Union with Scotland, IV-144

6 Anne c. 40 (1707), Act of Union with Scotland, Amendment, II-86

7 Anne c. 12 (1708), Diplomatic Privileges Act, IV-14, V-222

4 Geo. I c. 11 (1717), Piracy, II-123
8 Geo. I c. 24 (1721), Piracy, II-123

18 Geo. II c. 30 (1744), Piracy, II-123

7 Geo. III c. 57 (1767), East India Company (Townshend’s Act), IV-41

13 Geo. III c. 63 (1773), East India Company (North’s Regulating Act), IV-41

16 Geo. III c. 9 (1777), Habeas Corpus Suspension (listed in HMSO, *Chronological Table of the Statutes*, as 17 Geo. III c. 9 (1776)), III-138

18 Geo. III c. 1 (1779), Habeas Corpus Suspension (listed in HMSO, *Chronological Table of the Statutes* as 1778), III-138

19 Geo. III c. 1 (1780), Habeas Corpus Suspension (listed in HMSO, *Chronological Table of the Statutes*, as 1779), III-138

20 Geo. III c. 5 (1781), Continuance of Prior Acts (listed in HMSO, *Chronological Table of the Statutes*, as 1780), III-138

21 Geo. III c. 2 (1782), Habeas Corpus Suspension (listed in HMSO, *Chronological Table of the Statutes*, as 1781), III-138

24 Geo. III c. 25 (1784), East India Company (Pitt’s India Act), IV-41, 106

33 Geo. III c. 52 (1793), East India Company (The Independent Powers of Governors Act), IV-41

35 Geo. III c. 5, c. 19, c. 29 (1795), Manning of the Navy Acts (Impressment), IV-20

43 Geo. III c. 160 (1803), Encouragement of Seamen (The Bounty Act), IV-21, 22

45 Geo. III c. 72 (1805), Manning of the Navy (Bounty Act), IV-23

46 Geo. III c. 54 (1806), Offences at Sea, II-123

53 Geo. III c. 155 (1813), East India Company, IV-41

59 Geo. III c. 69 (1819), Foreign Enlistment Act, IV-60
59 Geo. III c. 97 (1819), Slave Trade Act, IV-168

6 Geo. IV c. 49 (1825), Piratical Ships (The Bounty Act), II-124, IV-24, 25, 160, 164, Appendix I.C

7 Geo. IV c. 38 (1826), Admiralty Offences, II-123

3 & 4 Will. IV c. 85 (1833), Government of India (The East India Company Charter Renewal Act), IV-41, 167

7 Will. IV & 1 Vic. c. 88 (1837), Piracy, II-123

13 & 14 Vic. c. 26 (1850), Piracy (Bounty Act), IV-166, 168 to 171

13 & 14 Vic. c. 27 (1850), Piracy (Bounty Act), Amendment, IV-166

21 & 22 Vic. c. 106 (1858), Government of India, IV-230

Protection of Trading Interests Act, 1980, 21(4) ILM 834 (1982), V-54

Scotland

5 Anne c. 7 (1706), Act of Union with England, II-86

India

Indian Act No. 7 of 1854, Extradition, IV-282

Straits Settlements

Straits Settlements Act XII (1857), Fugitive Offenders, IV-238

United States of America

Articles of Confederation (1781), III-1, 2, 4 to 9

Constitution of 1787, III-155, 234

1st Cong., 1st Sess., ch. 20, The Judiciary Act of 24 September 1789, 1 Stat. 73, III-32 to 34

3rd Cong., 1st Sess. ch. 11, Prohibition of Foreign Slave Trade Act of 22 March 1794, 1 Stat. 347, III-107

3rd Cong., 1st Sess. ch. 50, Neutrality Act of 5 June 1794, 1 Stat. 381, III-149, 170, 171, 193

5th Cong., 1st Sess. ch. 1, Neutrality Act Extension of 2 March 1797, 1 Stat. 523, III-149

5th Cong., 1st Sess. ch. 5, An Act to Prevent Privateering Against Nations in Amity with, or Against Citizens of, the United States, 14 June 1797, 1 Stat. 523, III-149, 195

5th Cong., 2d Sess. ch. 64, Abrogation of United States-France Treaty of Alliance dated 6 February 1778, 7 July 1798, 1 Stat. 578, III-157

5th Cong., 2d Sess. ch. 68, Authorizing Acts of War Against France, 9 July 1798, 1 Stat. 578, III-157

6th Cong., 2d Sess. ch. 35, Neutrality Act Extension of 24 April 1800, III-149


14th Cong., 2d Sess. ch. 58, Neutrality Act of 1817, 3 Stat. 370, III-149, 175

15th Cong., 1st Sess. ch. 88, Neutrality Act of 20 April 1818, 3 Stat. 447, III-149, 175, 176

15th Cong., 2d Sess. ch. 77, Piracy Act of 3 March 1819, 3 Stat. 510, III-85, 106, 211, 260, Appendix II.A

16th Cong., 1st Sess. ch. 113, Piracy Act Extension of 15 May 1820, 3 Stat. 600, III-87, 109, 122, 211, 260, Appendix II.B

29th Cong., 2d Sess. ch. 51, Piracy Act of 3 March 1847, III-146, 260

Bibliography

48th Cong., 1st Sess. ch. 52, Counterfeiting Act of 1884, 23 Stat. 22, III-20


United States Code

18 U.S. Code secs. 951 :q., The Neutrality Laws, III-149


18 U.S. Code sec. 3238, High Seas Enforcement Jurisdiction, III-128

33 U.S. Code secs. 381-337, Authority in the U.S. Navy to Engage "Pirates," III-127

49 U.S. Code secs. 1301, 1472, Aircraft Piracy Laws, V-42, 51, 52, 58

China

Criminal Code of 10 March 1928, articles 1(14) and 352, V-173

Criminal Code of 1935, articles 5(8), 333(1) and 333(2), V-173

Oleron

The Laws of Oleron, in Peters, Admiralty Decisions . . . (1807), I-150, 162

Other Public Documents

International

Project of an International Declaration Concerning the Laws and Customs of War, 27 August 1874 (The Brussels Rules), Schindler & Toman 25, V-7

Institute of International Law, The Laws of War on Land (Oxford 1880), Schindler & Toman 35, V-7

**League of Nations**


League of Nations Committee of Experts for the Progressive Codification of International Law, Documents, 20 *AJIL Spec. Supp.* passim (1926), V-61 to 64, 68


**United Nations**


1 *YBILC, 8th Session, 1956*, V-167, 169, 183, 189, 196, 204, 208, 214 to 216

2 *YBILC, 8th Session, 1956*, V-164 to 166, 168, 171, 173, 180 to 182, 184, 186, 188, 194, 199, 203, 207, 212, 216

Doc. C.2/Informal Meeting/64/Rev. 1 dated 13 August 1980 (UNCLOS III), V-233
Bibliography


Doc. A/CONF.13/40 (UNCLOS I, 1958), V-192


Doc. A/CN.4/L.53, Polish submission of views to the International Law Commission, 6 May 1955, V-119


Doc. A/CN.4/99 and addenda, Comments submitted by governments to the International Law Commission, 1956, V-165

**National**

**England, Great Britain, The United Kingdom**

*Calendar of State Papers, Colonial Series, East Indies, China and Japan, 1622-1624* (Sainsbury, ed. 1878, 1964), I-81, 83 to 86

*The Carnarvon Papers, C.O. 30/6* (Public Records Office), IV-278


Hansard, *Parliamentary Debates (3rd Ser.),* IV-311, 312, 319

*Parliamentary Papers (Blue Books)*

1825 XXVI 66, IV-79

1863 XLIII 299, IV-235

1872 LXX 661, C.466, IV-239, 241 to 243, 245 to 252, 264 to 267, 269

1874 XLV 611, C.1111, IV-271 to 277, 279 to 288; C.1320, 1503, 1505, 1512, IV-288
1877 LII (369.) 717, IV-304

1877 LXXXVIII 613, Peru No. 1 (C.1833), IV-293, 294, 301, 307, 317, V-103


United States of America

Presidential Blockade Proclamations 4 and 5 of 19/27 April 1861, 12 Stat. 1258-9, III-227, 228, 232

General Orders No. 100, Instructions for the Government of the Armies of the United States in the Field (The Lieber Code), 24 April 1863, Schindler & Toman 3, V-3

Attorneys General's Opinions (1841 ed.)

1 AG 10, 1 November 1792 (Edmund Randolph), III-37

1 AG 15, 14 May 1793 (Edmund Randolph), III-71

1 AG 33, 6 July 1795 (William Bradford), III-38, 39

1 AG 35, 20 January 1796 (Charles Lee), III-172

1 AG 48, 14 March 1798 (Charles Lee), III-41, IV-93

1 AG 49, 21 August 1798 (Charles Lee), III-159

1 AG 50, 20 September 1798 (Charles Lee), III-42

1 AG 52, 22 September 1798 (Charles Lee), III-42

1 AG 181, 6 November 1818, (William Wirt), III-173, 174

1 AG 120, 17 May 1836 (Benjamin Butler), III-221 to 223

69th Cong., 1st Sess., House Doc. No. 398, Documents Illustrative of the Formation of the Union of the American States (1927), III-1 to 13, 15 to 18, 23 to 25, 27 to 30
American Law Institute, Restatement of the Law of Restitution (1937), IV-222

American Law Institute, Restatement, Second, Foreign Relations Law of the United States (1965), V-53

American Law Institute, Restatement of the Foreign Relations Law of the United States (Revised) (Tentative Drafts, 1980), V-53

Miscellaneous

African Business, V-229


Encyclopaedia Britannica (11th ed., 1910), I-64

Harvard Research, 26 AJIL Spec. Supp. (1932), V-60, 72 to 75, 81 to 83, 94, 95, 114, 115, 128, 140, 159, Appendix III.A

HMSO, Chronological Table of the Statutes (1967 ed.), Bibliography

Imperial Maritime Customs, Treaties, Conventions Etc. Between China and Foreign States (Shanghai 1908), IV-212 to 215

International Military Tribunal [Nuremberg], V-145

International Practitioner’s Notebook, V-227

London Times, IV-253, 257, 258, 262

New York Times, V-225, 226

Messages and Papers of the Presidents (J. Richardson, ed., 1896) (expanded ed. 1910), III-177


Oxford English Dictionary, I-64, 103, V-234