

PROCEEDINGS
OF THE
American Society of
International Law

AT ITS
FORTY-SEVENTH ANNUAL MEETING

HELD AT
WASHINGTON, D. C.

APRIL 23-25, 1953

PUBLISHED BY THE SOCIETY
1826 JEFFERSON PLACE, N.W.
WASHINGTON 6, D. C.
1953

Reprinted with the permission of the original publisher
KRAUS REPRINT CORPORATION
New York
1968

COPYRIGHT 1953 BY
THE AMERICAN SOCIETY OF INTERNATIONAL LAW

It is the policy of the American Society of International Law not to take an official position, by resolution or otherwise, upon controversial questions. The views expressed in the addresses and remarks delivered at its annual meetings and appearing in its printed PROCEEDINGS are those of the individual speakers and are not to be taken as representing the views of the Society.

Printed in U.S.A.

TABLE OF CONTENTS

	PAGE
OFFICERS AND COMMITTEES FOR THE YEAR 1953-1954	v
INCORPORATION ACT OF SEPTEMBER 20, 1950	viii
RESOLUTION OF APRIL 28, 1951	xi
CONSTITUTION OF THE AMERICAN SOCIETY OF INTERNATIONAL LAW	xiii
REGULATIONS OF THE SOCIETY	xvii

WORLD PROGRESS IN INTERNATIONAL LAW

First Session

THURSDAY, APRIL 23, 1953, AT 8:00 P.M.

Address, "Progress: The Middle Way," by President <i>Edwin D. Dickinson</i>	2
Address, "International Law in 1953 A.D." by <i>Philip C. Jessup</i>	8

Second Session

FRIDAY, APRIL 24, 1953, AT 10:00 A.M.

Significant Postwar Developments in the Progress of International Law	
Address, "International Law and Sovereignty—Remarks on the Persistence of an Idea," by <i>Jayme Azevedo Rodrigues</i>	17
Address, "Postwar Trends and Developments in International Law from a North American Viewpoint," by <i>William W. Bishop, Jr.</i> ...	21
Address, "Climate of International Law in Europe," by <i>Clive Parry</i> ..	37
Discussion	44

Third Session

FRIDAY, APRIL 24, 1953, AT 2:00 P.M.

Address, "Some Aspects of International Law in Southeast Asia," by H. E. Dr. <i>Ali Sastroamidjojo</i>	49
Address, "Competence of the United Nations General Assembly in the Tunisian Moroccan Questions," by <i>Aouney W. Dejanya</i>	53
Address, "Present Trends in Soviet International Law," by <i>W. W. Kulski</i>	59
Discussion	67

Fourth Session

FRIDAY, APRIL 24, 1953, AT 8:00 P.M.

Address, "The Rôle of Law in Modern War," by Major <i>Richard R. Baxter</i> , JAGC	90
Address, "Treatment of Prisoners of War," by <i>Josef L. Kunz</i>	99
Discussion	111

Fifth Session

SATURDAY, APRIL 25, 1953, AT 10:00 A.M.

Business Meeting

	PAGE
In Memoriam	123
Minute relative to Elbert D. Thomas	124
Minute relative to Abraham H. Feller	124
Report of Committee on Regional Meetings	125
Report of Committee on Selection of Honorary Members	126
Report of Committee on Increase of Membership	126
Report of Committee on Student Membership	127
Report of Committee on the <i>Journal</i>	128
Resolution on retirement of Editor-in-Chief	128
Report of Committee on Study of Legal Problems of the United Nations	131
Report of Committee on Research in International Law	135
Report of Committee on Publications of the Department of State	139
Resolution on Committee for Financing Study and Development of International Law	145
Election of Nominating Committee	149
Report of Nominating Committee	150
Election of Officers	151

Annual Dinner

SATURDAY, APRIL 25, 1953, AT 7:30 P.M.

Members and Guests in attendance	152
Remarks of the Toastmaster	153, 158, 165, 171, 179
Remarks of the Honorable <i>Herman Phleger</i>	156
Remarks of Dr. <i>Ivan S. Kerno</i>	159
Addresses:	
"Our Common Task," by His Excellency Dr. <i>You Chan Yang</i>	163
"European Integration," by Dr. <i>Heinz L. Krekeler</i>	166
"The Congress and International Law," by the Honorable <i>Price Daniel</i>	171

Appendices

REPORT OF THE TREASURER	181
REPORT OF COMMITTEE ON RESEARCH IN INTERNATIONAL LAW	188
LIST OF MEMBERS	194
INDEX	231