

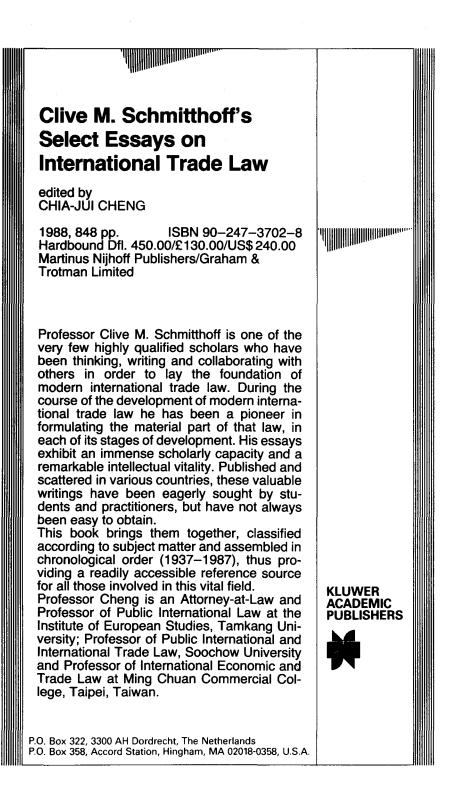
# NETHERLANDS INTERNATIONAL LAW REVIEW

INTERNATIONAL LAW CONFLICT OF LAWS COMPARATIVE LAW

1989-VOL.XXXVI-ISSUE 2

MARTINUS NIJHOFF PUBLISHERS

https://doi.org/10.1017/50165070X00008767 Published online by Cambridge University Press



### Recommended citation: NILR

Published three times a year, complemented by the Netherlands Yearbook of International Law, in co-operation with the T.M.C. Asser Instituut, Institute for Private and Public International Law, International Commercial Arbitration and European Law (22, Alexanderstraat, The Hague, phone (0)70-420300), founded in 1965 by eight Dutch universities offering courses in international law. The Institute is responsible for the promotion of education and research in international law, particularly by setting up documentation projects and carrying out research programmes in the fields covered by the departments of the Institute: Private International Law; Public International Law including the Law of International Organisations; Law of the European Communities; and International Commercial Arbitration.

Combined annual subscription to the Netherlands International Law Review and to the Netherlands Yearbook of International Law: Dfl.265.00, postage and handling Dfl.32.00. Subscription orders and requests for specimen copies should be sent to Kluwer Academic Publishers Group, Distribution Center, P.O. Box 322, 3300 AH Dordrecht, The Netherlands.

Advertising: full page only; Dfl. 600.00 per page; size 120 mm x 200 mm. Material: originals or camera-ready copy; closing dates: two months prior to month of publication; advertising copy to be sent to Kluwer Academic Publishers Group, Promotion Department, P.O. Box 989, 3300 AZ Dordrecht, The Netherlands.

© T.M.C. Asser Instituut and contributors.

All rights reserved. No part of this publication may be reproduced, stored in a retrieval system, or transmitted in any form or by any means, electronic, mechanical, photocopying, recording or otherwise, without the prior permission of the copyright owners.

# FOR PHOTOCOPYING WITHIN THE USA

The appearance of the code at the bottom of the first page of an article in this journal indicates the copyright owner's consent that copies of the article may be made for personal or internal use, or for the personal or internal use of specific clients. This consent is given on the condition, however, that the copier pays the stated per-copy fee through the Copyright Clearance Center, Inc., P.O. Box 765, Schenectady, New York 12301, USA for copying beyond that permitted by Sections 107 and 108 of the US Copyright Law.

ISSN 0165-070X

Second-class postage paid at New York, NY. US *Mailing-Agent:* Expediters of the Printed Word Ltd., 527 Madison Avenue, Suite 1217, New York, NY 10022

Library of Congress catalogue card number LC 79-65199 PRINTED IN THE NETHERLANDS

The views expressed in any article are those of the individual author and do not necessarily represent the views of the Board of Editors.

# **BOARD OF EDITORS**

L. Erades, Honorary Editor-in-Chief †

#### M. Bos

Professor Emeritus of Public International Law, University of Utrecht, Editor-in-Chief

#### J.E.J.Th. Deelen

Professor of Comparative and Private International Law, Catholic University of Brabant, member of the Netherlands Standing Government Committee on Private International Law

#### H. Duintjer Tebbens

Principal Administrator, Court of Justice of the European Communities, member of the Netherlands Standing Government Committee on Private International Law

#### C. Flinterman

Professor of Constitutional and International Law, University of Limburg, Maastricht

E.H. Hondius Professor of Civil Law, University of Utrecht

P.H. Kooijmans Professor of Public International Law, University of Leyden A.H.A. Soons Professor of Public International Law, University of Utrecht

A.M. Stuyt Professor Emeritus of Public International Law, Catholic University of Nijmegen

M. Sumampouw Head of the Private International Law Department, Asser Instituut, The Hague

J.P. Verheul Professor of Private International Law, University of Leyden

C.C.A. Voskuil

Director of the Asser Instituut, The Hague, member of the Netherlands Standing Government Committee on Private International Law

J.A. Wade Asser Instituut, The Hague

P. Morris Asser Instituut, The Hague, Executive Editor

#### CORRESPONDENTS

Professor Dr. J. Erauw University of Ghent, Belgium

Assoc. Professor Dr. U. Göranson University of Uppsala, Sweden

Professor Dr. B. Graefrath The GDR Academy of Science, Berlin, G.D.R.

Professor M.W. Janis University of Connecticut, Hartford (Conn.), U.S.A.

His Excellency Professor Sir Robert Y. Jennings Q.C. Judge of the International Court of Justice, The Hague, The Netherlands

Dr. T. Koopmans Judge at the Court of Justice of the European Communities, Luxembourg

J.H.A. van Loon Hague Conference on Private International Law, The Hague, The Netherlands Professor B.S. Markesinis LL.B., D.Jur., M.A., Ph.D.

Denning Professor of Comparative Law at the University of London, Great Britain

Professor G. Parra-Aranguren University of Caracas, Venezuela

Dr. M.C.W. Pinto Secretary-General of the Iran-United States Claims Tribunal, The Hague, The Netherlands

Professor Dr. Eibe H. Riedel LL.B. Johannes Gutenberg University, Mainz, F.R.G.

Professor K. Skubiszewski Polish Academy of Sciences, Warsaw and Poznań

Professor Tibor Varady University of Novi Sad, Yugoslavia

Professor Emeritus Paul De Visscher University of Louvain, Belgium

Professor Maureen Williams LL.M., PhD., University of Buenos Aires, Argentina

Authors are requested to send three copies of each manuscript to the Secretariat: P.O. Box 30461, 2500 GL The Hague, The Netherlands. Articles should not exceed 35 pages (typed) in length. https://doi.org/10.1017/50165070X00008767 Published online by Cambridge University Press

# NETHERLANDS INTERNATIONAL LAW REVIEW VOL. XXXVI 1989/2

# CONTENTS

# Articles

C.A. GROENENDIJK, Nationality and Access to Employment in the Public Ser- vice: Law and Practice in the Netherlands	107
W. KOSTER, Product Liability in the Netherlands	131
J.A. WALKATE, Developments in Special Commission 3 of the Preparatory Commission for the International Sea-Bed Authority and for the Interna- tional Tribunal for the Law of the Sea: Drafting the Future Deep Sea-Bed Mining Code	152
Netherlands Judicial Decisions Involving Questions of Private International Law	179
Information Concerning the Hague Conventions on Private International Law	185
Book Reviews	211
Daintith, T., Williams, S.F., The Legal Integration of Energy Markets; In- tegration through Law – Europe and the American Federal Experience (R. Lefeber and J.G. van der Linde)	211
Elias, T.O., Africa and the Development of International Law (J.B. Ojwang)	213
Goldhirsh, L.B., The Warsaw Convention Annotated: A Legal Handbook (A. Cardenete-Ramos)	215
Grzybowski, K., Soviet International Law and the World Economic Order (P.J.I.M. de Waart)	215
Hall Williams, J.E., ed., The Role of the Prosecutor (P.J.P. Tak)	217
Hamalengwa, M., Flinterman, C., Dankwa, E.V.O., eds., The International Law of Human Rights in Africa: Basic Documents and Annotated Bibliography (J.B. Ojwang)	220
Hewitt, S.W., Manufacturers' Liability for Defective Goods (G.H. Lankhorst)	222
Kalshoven, F., Impartiality and Neutrality in Humanitarian Law and Practice (Y. van Dongen)	223
Loreti, A.B., ed., L'adozione dei minori nelle legislazioni europee (D. van Iterson)	224

Kusumowidagdo, J.U., Consultation Clauses as Means of Providing for Trea- ty Obedience, A Study in the Law of Treaties (S. Trifunovska)	226
Munro, R.D., Lammers, J.G., Environmental Protection and Sustainable Development; Legal Principles and Recommendations Adopted by the Experts Group on Environmental Law of the World Commission on En- vironment and Development (R. Lefeber)	227
Pharand, D., Canada's Arctic Waters in International Law (E. Tange)	233
Trade Policies for a Better Future, the 'Leutwiler Report', the GATT and the Uruguay Round (Guo Yufang)	235
Vries, M.G. de, Balance of Payments Adjustment, 1945 to 1986 – The IMF Experience (E. Denters)	238
Book Notices	
Barry, D.D., ed., Law and the Gorbachev Era, Essays in Honour of Dietrich André Loeber (B. Reinhartz)	241

# **Books Received**

244