

# Contents

<b>The Contribution of Benedetto Conforti to the International Law of the Sea</b> .....	1
Giuseppe Cataldi	
<b>The ‘General Rule of Interpretation’ in the International Jurisprudence Relating to the United Nations Convention on the Law of the Sea</b> .....	15
Roberto Virzo	
<b>Part I The International Court of Justice and the Interpretation of UNCLOS</b>	
<b>La coutume, la CNUDM et la Cour internationale de Justice</b> .....	41
Guillaume Le Floch	
<b>L’interprétation de l’article 121 de la Convention des Nations Unies sur le droit de la mer par la Cour internationale de Justice</b> .....	59
Valérie Boré Eveno	
<b>Part II The International Tribunal of the Law of the Sea and the Interpretation of UNCLOS</b>	
<b>Governance of the International Tribunal of the Law of the Sea: The Role of the Meeting of States Parties to the Law of the Sea Convention</b> .....	81
Niels M. Blokker	
<b>The Contribution of the ITLOS to Strengthening the Regime for the Protection of the Marine Environment</b> .....	93
Alexander Proelss	
<b>The Requirement of Urgency in the Jurisprudence of ITLOS Concerning Provisional Measures</b> .....	107
Yoshifumi Tanaka	

<b>The Jurisdictional Debate in the Request for an Advisory Opinion Submitted by the Sub-Regional Fisheries Commission (SRFC) to the International Tribunal for the Law of the Sea. . . . .</b>	125
Miguel García García-Revilla	
<b>The Interpretative Value of the Principle of the Common Heritage of Mankind and the Interests and Needs of Developing Countries in the United Nations Convention on the Law of the Sea . . . . .</b>	139
Enrico Zamuner	
<b>Part III Arbitral Tribunals and the Interpretation of UNCLOS</b>	
<b>The Provisional Measures in <i>The “Enrica Lexie” Incident Case</i> . . . . .</b>	155
Andrea Cannone	
<b>Non-participation in Arbitral Proceedings Under Annex VII United Nations Convention on the Law of the Sea: <i>Arctic Sunrise</i> and <i>South China Sea</i> Compared . . . . .</b>	171
Otto Spijkers	
<b>The Interpretation of the United Nations Convention on the Law of the Sea in the <i>Chagos Marine Protected Area Arbitration: The Influence of the Land Sovereignty Dispute</i>. . . . .</b>	191
Mario Gervasi	
<b>The Law of Maritime Delimitation in the <i>Croatia/Slovenia Final Award</i> . . . . .</b>	225
Andrea Insolia	
<b>Part IV The Interpretation of UNCLOS by Other International Tribunals and Bodies</b>	
<b>Les liens entre la CEDH et le droit de la mer dans la jurisprudence de la Cour européenne des droits de l’homme . . . . .</b>	269
Andrea Caligiuri	
<b>The European Court of Justice and the Interpretation of the United Nations Convention on the Law of the Sea. . . . .</b>	285
Gabriela A. Oanta	
<b>La Cour de justice et la représentation de l’Union européenne devant le Tribunal international du droit de la mer. . . . .</b>	307
Isabelle Pingel	
<b>The Relationship Between International Trade Law and the Law of the Sea in the WTO Dispute Settlement Practice . . . . .</b>	321
Maria Irene Papa	

**Part V Specific Issues Related to the Interpretation of UNCLOS**

<b>Discretionary Power of Coastal States and the Control of Its Compliance with International Law by International Tribunals . . . . .</b>	<b>349</b>
Erietta Scalieri	
<b>Between Consent and Effectiveness: Incidental Determinations and the Expansion of the Jurisdiction of UNCLOS Tribunals . . . . .</b>	<b>383</b>
Loris Marotti	
<b>The Use of Experts by the International Tribunal for the Law of the Sea and Annex VII Arbitral Tribunals . . . . .</b>	<b>407</b>
Lucas Carlos Lima	
<b>‘Considerations of Humanity’ in the Jurisprudence of ITLOS and UNCLOS Arbitral Tribunals . . . . .</b>	<b>421</b>
Francesca Delfino	