

# Ruling Communist Parties and Their Status Under Law

edited by  
D.A. LOEBER (editor-in-chief) et al.

LAW IN EASTERN EUROPE 31

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*Law in Eastern Europe* No. 27 was devoted to translations of "The Party Statutes of the Communist World", which were, *inter alia*, intended for use at an International Conference on Ruling Communist Parties and Their Status Under Law, organized by the Institute for the Study of Law, Politics and Society of the Socialist Countries at the University of Kiel and held in that city in June 1984. The papers resulting from this Conference are published in this volume and constitute an important interpretative commentary on the translated documents.

Two-fifths of the world population live in countries which are controlled by Communist parties. In these countries, the legal system and the Constitution usually recognize explicitly the supremacy of the Communist Party *vis-à-vis* the state. As a result, the internal order of the Communist Party may realistically be regarded as the most basic law of the state concerned. The studies in this volume analyze the politico-legal structure of the Communist Party, its place in the constitutional system, and its relationship with the legal order. Along with extensive discussion of the major aspects of the Soviet Communist Party, there are essays specifically devoted to the sister parties in the individual countries of Eastern Europe, Asia, America, and Africa.

## Contents

**One:** Raising the Issues. **Two:** In Search of Models and Alternatives. **Three:** Comparative Perspectives. **Four:** Appendix-Unpublished Soviet Party Documents.



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# Soviet Law and Economy

edited by  
OLIMPIAD S. IOFFE and MARK W. JANIS

LAW IN EASTERN EUROPE 32

1987, 300 pp. ISBN 90-247-3265-4  
Hardbound Dfl. 165.00/£58.75/US\$74.00  
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This book collects essays written by many of the foremost Western scholars of Soviet law and discusses the ways in which the Soviet legal system is used to promote the economic objectives of the Soviet Union. Among the topics treated are: "Soviet Law and the New Economic Experience", "Foreign Trade and the Soviet Economy", "The Soviet Theory of International Law and International Economic Relations", "Labor Law as a Restraint on the Soviet Economy", "Soviet Criminal Law and the Soviet Economy", and "Women in the Soviet Economy".

Olimpiad S. Ioffe was formerly the Chairman of the Civil Law Faculty at the University of Leningrad and is the author of more than 30 books about Soviet law. He is now Professor of Comparative Law at the University of Connecticut School of Law.

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Foreword. **I.** Soviet Law and Economy: General Perspectives. **II.** Soviet Law and Economy: Specific Perspectives. **III.** Soviet Law and Economy: International Perspectives.

## Contributors

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# Aerial Piracy and International Terrorism

**The Illegal Diversion of Aircraft and International Law  
(2nd revised edition)**

by  
EDWARD McWHINNEY

INTERNATIONAL STUDIES ON TERRORISM

1987, 264 pp. ISBN 0-89838-919-4  
Hardbound Dfl. 150.00/£54.50/US\$69.00  
Martinus Nijhoff Publishers

In *Aerial Piracy and International Terrorism*, the author, a well-known Professor of International Law, and Government consultant, International Adviser and Member of the Permanent Court of Arbitration, uses the empirical record of two decades of legal controls over terrorism. The clear conclusion is that a coordinated, multi-faceted approach is required, using a plurality of controls, national as well as international; and including diplomatic pressures and economic sanctions as well as strictly legal or administrative-police measures; and involving private corporations and individuals as well as governments and international agencies. This is evidence of a failure by many states to apply sufficient diligence to existing control measures; and in particular, a failure to honour the legal obligation, flowing from a number of international conventions, either to extradite offenders or else to at least prosecute them and apply severe penalties under local laws. This is one of the explanations of the increasing recourse by several states – victims of terrorist activities – to self-help and other, cruder forms of “direct action” prohibited under the United Nations Charter and International Law generally.



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# Guide to the "Travaux Préparatoires" of the International Covenant on Civil and Political Rights

by  
MARC J. BOSSUYT

1987, 884 pp. ISBN 90-247-3467-3  
Hardbound Dfl. 475.00/£167.50/US\$210.00  
Martinus Nijhoff Publishers

This Guide makes it possible to find out very rapidly whether the "travaux préparatoires" can be of help in answering any particular question related to the interpretation of the International Covenant on Civil and Political Rights. It gives an indication of the discussions which took place with respect to any particular provision, and the references to the summary records will help in the location of interventions by government representatives. In addition, the reader is provided with all proposals and amendments and the decisions taken on them.

The need for this Guide is manifest for the government services of the now more than 80 States parties to the Covenant, for individuals who wish to submit communications against one of the nearly 40 States parties to the Optional Protocol, for members of the Human Rights Committee, for civil servants and the judges responsible for the implementation of the Covenant on a national level, and for lawyers and researchers active in the field of human rights. For all of these, the desire to consult the "*travaux préparatoires*" will undoubtedly arise, sooner or later: in order to elucidate the meaning of a provision of the Covenant, or one of the many other instruments and laws inspired by it, such as the European Convention, the Inter-American Convention and the African Charter, as well as the numerous national laws enacted to implement the Covenant.

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Preface. Introduction. **I.** The International Covenant on Civil and Political Rights. **II.** The Optional Protocol. **III.** Annexes.



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