

VOLUME 31 • NUMBER 2 • SUMMER 2003

INTERNATIONAL JOURNAL OF LEGAL INFORMATION

The Official Publication
of The International Association
of Law Libraries



Printed and Distributed
Compliments of West



Anne Ellis
Senior Director,
Customer Programs

How can West Librarian Relations help you?

Let me count the ways ...

1. Advanced practice-area and non-legal training on Westlaw®
2. Continuing education
3. Cost recovery solutions
4. Professional development
5. West account support
6. Scholarships for working and future law librarians
7. Expanded staff of Librarian Relations Managers (all experienced law librarians)
8. Tell us what you need ...

Differences that matter.

For librarian-to-librarian assistance, please contact Anne Ellis at 651-687-5019 or anne.ellis@thomson.com.

west.thomson.com/librarians

Westlaw®

© 2003 West, a Thomson business L-303154/7-03

THOMSON
WEST

West – part of Thomson since 1996,
bringing information solutions to the legal community.

INTERNATIONAL JOURNAL
of
LEGAL INFORMATION

VOLUME 31 • NUMBER 2 • SUMMER 2003



**THE OFFICIAL JOURNAL OF THE
INTERNATIONAL ASSOCIATION OF LAW LIBRARIES**
<http://www.iall.org>

INTERNATIONAL JOURNAL OF LEGAL INFORMATION

Marie-Louise H. Bernal, *Editor*
Katherine Topulos, *Book Review Editor*
Lyonette Louis-Jacques, *International Calendar Editor*
Deborah P. Bright, *Editorial and Administrative Assistant*

ADVISORY COMMITTEE ON COMMUNICATIONS

Richard A. Danner, *Director*
Marie-Louise H. Bernal, *Editor*
Claire Germain, *Web Manager*
Petal Kinder, *Member at Large*
Lyonette Louis-Jacques, *International Calendar Editor*

INTERNATIONAL ASSOCIATION OF LAW LIBRARIES

OFFICERS AND DIRECTORS, 2001-2004

Holger Knudsen, <i>President</i> Max Planck Institute Hamburg, Germany	Joan Brathwaite University of the West Indies Bridgetown, Barbados
Jules Winterton <i>First Vice-President</i> Institute of Advanced Legal Studies London, England	James Butler Supreme Court Library Melbourne, Victoria, Australia
Marie-Louise H. Bernal <i>Second Vice-President</i> Law Library of Congress Washington, D.C., USA	Richard A. Danner Duke University School of Law Durham, North Carolina, USA
Ann Morrison, <i>Secretary</i> Sir James Dunn Law Library Dalhousie Law School Halifax, Nova Scotia, Canada	Halvor Kongshavn Law Library Bergen University Library Bergen, Norway
Gloria Chao, <i>Treasurer</i> Rutgers Law Library Camden, New Jersey, USA	Jamila Looks Swiss Institute of Comparative Law Lausanne, Dorigny, Switzerland
Larry B. Wenger, <i>Immediate Past President</i> University of Virginia Law School Charlottesville, Virginia, USA	Lisbeth Rasmussen University of Copenhagen Law Students' Library at the Faculty of Law Copenhagen, Denmark
Jennefer Aston Bar Council of Ireland Dublin, Ireland	Silke A. Sahl Columbia University Arthur W. Diamond Law Library New York, New York, USA

PURPOSE AND EDITORIAL POLICY

The *International Journal of Legal Information*, the official publication of the *International Association of Law Libraries*, is issued three times a year: Spring, Summer, Winter. It seeks to advance the exchange of legal information throughout the world. Under the direction of its international editorial board and advisors, the *IJLI* serves the global community of law librarians, legal scholars, and practitioners through the publication of original articles, conference papers, bibliographies, book reviews, documents concerning law and law-related information. The views expressed in such contributions are the responsibility of the individual authors and do not imply the endorsement of the *International Association of Law Libraries*.

MANUSCRIPT INFORMATION

Manuscripts and any material intended for inclusion in the *IJLI* should be addressed to the Editor, Marie-Louise H. Bernal, who may also be reached via email at mber@loc.gov. **Manuscripts** are to be submitted in Word or WordPerfect on diskette with hardcopy printout, or as an attachment via email.

Single copy requests and **current claims**, should also be sent to:

International Association of Law Libraries
IJLI Editorial Office
P.O. Box 5709
Washington, D.C. 20016-1309, USA
Tel. (434) 924-3515; Fax: (434) 924-7239

All **bibliographies** should contain complete bibliographic information and follow *The Chicago Manual of Style*, 14th ed. (Chicago, 1993) or Kate L. Turabian, *A Manual for Writers of Term Papers, Theses, and Dissertations*, 6th ed. (Chicago, 1996).

Book reviews and **books for view** should be sent directly to:

Katherine Topulos, Book Review Editor
Duke University School of Law Library
Box 90361
Durham, N.C. 27708-0361, USA

MEMBERSHIP AND SUBSCRIPTION INFORMATION

Current information about the *IALL*, its members and activities can be found at <http://www.iall.org>.

IALL membership includes subscription to the *IJLI*. Checks should be made out to the *International Association of Law Libraries* and sent to the *Association's* P.O. Box at the address above.

Individual: US\$60.00; Institutional: US\$95.00; Sustaining (Associate): US\$250.00.

Back issues of the *IJLI* are available in hardcopy and in microfiche. Please contact William S. Hein and Co., Inc., 1285 Main Street, Buffalo, N.Y., 14209-1987, USA., Tel.: (800) 828-7571 or (716) 882-2600; Fax: (716) 883-8100; E-mail: wsheinco@class.org.

Copyright by the *International Association of Law Libraries*.

Library of Congress Card No. 82-643460; ISSN 0731-1265. Printed in the United States.

**INTERNATIONAL ASSOCIATION OF
LAW LIBRARIES**

UPCOMING COURSE

*IALL 22nd Annual Course on
International Law Librarianship*

**NEW RIGHTS – NEW LAWS
LEGAL INFORMATION IN A CHANGING WORLD**

to be held at the

**University of Cape Town's Breakwater Campus
Victoria and Alfred Waterfront
Cape Town, South Africa
September 21-25, 2003**

Conference Themes:

**LAW AND SOCIAL CHANGE
RIGHTS AND LAW
SOUTH AFRICAN LAW AND LEGAL LITERATURE**

Further information can be obtained from:

<http://www.iall.org/iall2003>

or

*Amanda Barratt, Law Librarian
Brand van Zyl Law Library
University of Cape Town
Private Bag 7701
Rondebosch, South Africa
Email: abarratt@law.uct.ac.za*

Professional Development Scholarships



The International Association of Law Libraries is pleased to announce the availability of financial assistance to enable law librarians who are normally unable to benefit from Association activities to attend the 22nd Annual Course in International Law Librarianship to be held at the University of Cape Town's Breakwater Campus in Cape Town, South Africa. The general procedure is described below.

Benefits

IALL offers two bursaries to attend its Conference comprising the following benefits:

- The conference registration fee is waived
- A grant of up to US\$1,500 to assist with accommodation and travel costs
- Membership of IALL for one year (including journal) without charge

Applications

Application should normally be by letter with full contact details.

Please type your application or write it clearly and send it to:

Jules Winterton

IALL Scholarships Committee
Institute of Advanced Legal Studies
London WC1B 5DR, UK
Fax: 44 20 7862 5850

Please give the following information:

A full résumé / curriculum vitae including:

- Name and qualifications
- Full contact details including email if available
- Details of present job
- Present and past employers
- Membership of professional associations
- Attendance at conferences
- Your reasons for wanting to attend this conference, the expected benefits and how you intend to disseminate those benefits.

- A reference from your employer including permission to attend the conference.

Deadline

Applications must be received by **30 April 2003**.

Report

Recipients will undertake to write a report for publication by IALL by the end of the year of the conference.

Selection Guidelines

- 1) Applicants do not need to be members of the Association.
- 2) Applicants should be in current employment in librarianship with significant legal context to their work. The bursaries and scholarships are not designed for students or those not currently in employment.
- 3) Preference will be given to:
 - a) applicants who demonstrate promise and are likely to make a significant contribution to the profession of law librarianship;
 - b) applicants who cannot otherwise afford to attend;
 - c) applicants who have not received an IALL bursary or scholarship before;
 - d) applicants who have not attended a conference outside their own country / region or studied or worked outside their own country before.
- 4) IALL bursaries are not open to officers or members of the Board of the Association.

Award

The President in consultation with the Board of Directors of the Association will decide on awards. The Association may make no awards, vary the amount of the awards or make additional awards within the above limit. The Association's decisions on the award of bursaries are final and no correspondence will be entered into.

Enquires can be made in writing to:

Jules Winterton

IALL Scholarships Committee
Institute of Advanced Legal Studies
London WC1B 5DR, UK
Fax: 44 20 7862 5850

Email: *jules.winterton@sas.ac.uk*

CONTENTS

EDITORIAL COMMENT	<i>Marie-Louise H. Bernal</i>	xix
PRESIDENT'S REPORT	<i>Holger Knudsen</i>	xxi
IALL 2002 Scholarship Recipients' Reports		xxiii
Olwyn Garratt		xxiii
Mariana Harjevschi		xxv
IN MEMORIAM - Adolf Sprudz		xxix
Publications By Adolf Sprudz	<i>Lyonette Louis-Jacques</i>	xl

Order from Chaos: Contexts for Global Legal Information IALL 21st Course on International Law Librarianship

INTRODUCTION	<i>Silke Sahl</i>	151
Speaker Biographies		154

PAPERS AND PRESENTATIONS

Opening Remarks	<i>S. Blair Kauffman</i>	163
An Historical Overview of American Law Publishing	<i>Morris Cohen</i>	168
Contemporary and Future Directions in American Legal Research: Responding to the Threat of the Available	<i>Richard A. Danner</i>	179
Why the First Law School in the United States was Established in Connecticut	<i>Christopher Collier</i>	205
The Legal History of the Twentieth Century	<i>Daniel Coquillette</i>	211
The UN's 'War' on Terrorism	<i>José E. Alvarez</i>	238

Post-Conflict Peace Building: The New Trends	<i>Ivan Šimonović</i>	251
Where to begin ... When You Don't Know How to Start: Tips for Researching UN Legal Materials	<i>Maureen Ratynski Andersen</i>	264
Trying War Crimes in International Courts	<i>Patricia M. Wald</i>	278
Their Liberties, Our Security Democracy and Double Standards	<i>David Cole</i>	290
Making Human Rights Treaties Work: Global Legal Information & Human Rights in the 21 st Century	<i>Oona A. Hathaway</i>	312
The Law Under Stress After September 11	<i>Harold Hongju Koh</i>	317

**Law of the Islamic World
Optional Post-Conference Institute**

INTRODUCTION	<i>Silke Sahl</i>	325
Speaker Biographies		327

PAPERS AND PRESENTATIONS

Scenes from a Ramallah Law School	<i>Amr Shalakany</i>	330
An Introduction to Law of the Islamic World	<i>Frank Vogel</i>	353
A Century of Milestones of Non-Muslim Islamic Law Scholarship	<i>Peri Bearman</i>	370
Harvard Law School Library Collections & Services Related to Law of the Islamic World	<i>M. Lesley Wilkins</i>	380

BOOK REVIEWS	<i>Katherine Topulos</i>	399
The British Contribution to the Europe of the Twenty-First Century: The British Academy Centenary Lectures (MARKESINIS)	<i>Jules Winterton</i>	399
The European Social Charter (HARRIS & DARCY)	<i>Herb Somers</i>	401
Human Rights Protection for Refugees, Asylum-Seekers, and Internally Displaced Persons: A Guide to International Mechanisms and Procedures (FITZPATRICK)	<i>Mark D. Engsborg</i>	403
Indictment at the Hague: The Milošević Regime and the Crimes of the Balkan Wars (CIGAR & WILLIAMS)	<i>Carl Yirka</i>	405
International Terrorism: Multilateral Conventions (1937-2001) (BASSIOUNI)	<i>Jane Williams</i>	408
Legal Systems of the World: A Political, Social and Cultural Encyclopedia (KRITZER)	<i>Silke A. Sahl</i>	411
Legal Translation Explained (VARÓ & HUGHES)	<i>Lucy Cox</i>	414
Multicultural Jurisdictions: Cultural Differences and Women's Rights. (SHACHAR)	<i>Marylin Johnson Raisch</i>	417
RECEIVED AND NOTED	<i>Katherine Topulos</i>	420
THE INTERNATIONAL CALENDAR	<i>Lyonette Louis-Jacques</i>	426