Record Nr. UNINA9910806840003321 Autore Rosenne Shabtai Titolo Interpretation, revision, and other recourse from international judgments and awards / / by Shabtai Rosenne Leiden: Boston: Martinus Nijhoff Publishers, 2007 Pubbl/distr/stampa **ISBN** 1-281-92645-0 9786611926458 90-474-2146-9 Edizione [1st ed.] Descrizione fisica 1 online resource (224 p.) International litigation in practice, , 1874-0502;; v. 1 Collana Disciplina 341.5/22 Soggetti Arbitration (International law) Lingua di pubblicazione Inglese **Formato** Materiale a stampa Livello bibliografico Monografia Description based upon print version of record. Note generali Includes bibliographical references (p. [195]) and index. Nota di bibliografia Nota di contenuto Introducing the topic -- The origins in arbitration -- The statutes --The rules -- International case law I--interpretation -- International case law II--revision, recourse -- Some essential procedural matters. Sommario/riassunto Although there had been a few cases of the interpretation of judgments of the Permanent Court of International Justice and the International Court of Justice, it was not until the mid-1980s that serious judicial discussion of the related problems of the interpretation and revision by the International Court of one of its own judgments came before the Court. Similar cases have also arisen in international arbitration proceedings between States, Interpretation, revision, and other forms of 'reference' to the International Court from some other international body, court or arbitral tribunal have produced a complex pattern of black letter texts supplemented by an even more complex set of judge made rules and practices. The close tie between the final decision and the highly political context of the obligation to comply with it produces a continuing tension between the finality of the decision and any one of the possible references in recourse from it. If any tendency can be discerned from the relevant materials it is in the strong preference for maintaining the integrity and the authority of the res judicata, provided that no obvious miscarriage of justice is engendered.

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