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Item 17 (d) of the provisional agenda\*

### ELECTIONS TO FILL VACANCIES IN SUBSIDIARY ORGANS

#### Election of the members of the International Law Commission

##### Note by the Secretary-General

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\* A/41/150.

1/ See document A/41/439/Add.1 for notes verbales submitting the candidatures of Messrs. Feliciano, Kane and Munim.

FELICIANO, Florentino P.

(Philippines)

[Original: English]

Currently Associate Justice of the Supreme Court of the Republic of the Philippines.

Born on 14 March 1928 at Manila.

Philippine citizen.

Married (Virginia Toralballa) with three children, two daughters (Josephine Ana and Regina Stella) and a son (Roberto Emmanuel).

High school: De La Salle College, 1946.

Bachelor of Arts, summa cum laude, University of the Philippines.

Bachelor of Laws, magna cum laude, University of the Philippines, 1952; former Vice-Chairman, Board of Editors, Philippine Law Journal; class valedictorian; elected to the Chapters of Phi Kappa Phi and Phi Gamma Mu of the University of the Philippines; admitted to the Philippine Bar, 1953.

Master of Laws, Yale University, 1953; awarded the Carolinda Waters Prize in International Law, 1953, for essay: "Military Government".

Doctor of Juridical Science, Yale University, 1955; awarded the Carolinda Waters Prize in International Law for dissertation: "Legal Regulation of Transnational Coercion: Studies on the Law of War"; Yale Law Fellow, 1952-1955.

Partner, SyCip, Salazar, Feliciano and Hernandez, 1962 to the present; Co-managing Partner, 1 January 1981 to 21 October 1983; Managing Partner, 22 October 1983 to the present.

#### Academic and professional organizations

Member, Institut de Droit International.

Vice-Chairman, Academic Council, Institute of International Business Law and Practice, International Chamber of Commerce (ICC), Paris, 1979 to the present.

Member, Board of Directors, International Development Law Institute, Rome.

Member, International Institute of Humanitarian Law, San Remo.

President, Philippine Society of International Law, 1975-1983; member, Executive Council, 1961-1986.

Member, American Society of International Law.

Member, Philippine Branch, International Law Association.

Editor-in-Chief, Philippine International Law Journal, 1964-1975.

Member, Editorial Board, Philippine Yearbook of International Law, 1978 to the present.

Member, International Bar Association.

Member, Yale Club of the Philippines.

Member, Philippine Council, ICC.

Member, Management Association of the Philippines.

Member, Law Association for Asia and the Western Pacific.

Member, Board of Trustees, Philippine Council for Foreign Relations, 1985 to the present.

#### Professional positions

Special Attorney, later Head Executive Assistant, Department of Justice, Manila, 1955-1957.

Legal Adviser, Philippine Government Panel of Negotiators for the Revision of the United States-Philippines Military Bases Agreement, 1956-1957.

Research associate and lecturer in law, Yale University School of Law, 1957-1960.

Legal Adviser, Special Philippine Mission on Currency Matters, Washington, D.C., 1958.

Lecturer, International Law Programme, United States Naval War College, Newport, Rhode Island, 1959.

Professorial lecturer in international law, Lyceum of the Philippines, Manila, 1961-1962.

Professorial lecturer in international law, Graduate School of Law, Far Eastern University, Manila, 1962-1963.

George A. Malcolm Professional Lecturer in Constitutional Law, University of the Philippines, Quezon City, 1962-1972.

Member, Legal Advisers Committee, Philippine Governmental Panel of Negotiators on the North Borneo Claim, London, 1963.

Participant, Carnegie Round-Table Conference on the Teaching of International Law and Relations, Singapore, 1964.

Legal consultant, Consultative Committee on Establishment of the Asian Development Bank, United Nations Economic Commission for Asia and the Far East (ECAFE); and Preparatory Committee on the Asian Development Bank, Bangkok, Tokyo and New York, 1965-1966.

Visiting scholar, New York University School of Law, 1966.

Lecturer, The Hague Academy of International Law, Peace Palace, The Hague, on "Legal problems of private international business enterprises", 1966.

Lecturer in public international law, First Asian Foreign Service Course, Eastern Regional Organization for Public Administration (EROPA) and the Carnegie Endowment for International Peace, Manila, July-August 1967.

Member Philippine delegation to the second session of the United Nations Conference on Trade and Development, New Delhi, March 1968.

Member, Philippine Government Panel of Negotiators on the North Borneo Claim, Bangkok, June-July 1968.

Lecturer, UNITAR-UNESCO Regional Training Course in International Law for Asia, Quezon City, August 1969.

Member, Conférence sur le droit des conflits armés, Carnegie Endowment for International Peace, Geneva, September 1969.

Member, Committee of Experts on Human Rights in Armed Conflicts, United Nations, New York, April 1970.

Member, Philippine delegation to the United Nations ECAFE Conference on Regional Economic Co-operation, Bangkok, November 1970.

Participant, meeting of the South-east Asia Development Advisory Group, Asia Society, Durham, New Hampshire, 1971; Kuala Lumpur, January 1972.

Participant, Conference on the Future of the International Legal Order, Center for International Studies, Princeton University, Princeton, New Jersey, June 1972.

Member, Colloquium on International Adjudication, Max Planck Institute of Comparative Public Law and International Law, Heidelberg, Federal Republic of Germany, July 1972.

Lecturer, The Hague Academy of International Law External Session, on "Legal regulation of multinational business corporations", Bangkok, February 1974.

Chairman, Conference of the International Legal Center on Legal Service to Developing Countries on Transnational Economic Law, New York, April 1974.

Lecturer, The Hague Academy of International Law External Session, on "Some legal problems of multinational enterprises", Tokyo, March 1978.

Participant, Round Table of Asian Experts on Current Problems in the International Protection of Refugees and Displaced Persons, Manila, April 1980 (under the auspices of the United Nations High Commissioner for Refugees).

Director of Studies (English-Speaking Section), Centre for Studies and Research, The Hague Academy of International Law, August-September 1980.

Participant, Uppsala University-UNITAR Symposium on International Law and International Organization for a New World Order, Uppsala, Sweden, June 1981; delivered a paper on "Regional conceptions of public order: Some reflections on the development of an international law for a new world order" (co-author: Dr. E. D. Solidum).

Participant, Symposium on the Promotion, Dissemination and Teaching of the Fundamental Human Rights of Refugees, Tokyo, 7-12 December 1981; delivered a paper on "The principle of non-refoulement: A note on international legal protection of refugees and displaced persons".

Lecturer, "The status of foreign corporations under the new Corporation Code", University of the Philippines Law Center, 1982.

Participant, Seminar on International Humanitarian law, Canberra, 6-12 February 1983; delivered a paper on "International humanitarian law and coerced movements of peoples across State boundaries".

Lecturer, Symposium on the Adaptation of Contracts and Government Investment Agencies in Developing Countries, University of Bielefeld, Bielefeld, Federal Republic of Germany, June 1983.

Lecturer, Symposium on International Commercial Arbitration, sponsored by ICC and the Korean Commercial Arbitration Board, Seoul, 28 March 1985; delivered a paper on "The ICC Institute: Its role in the development of international business law and international commercial arbitration".

Lecturer, Symposium on Joint Development of Natural Resources, Section on Energy and Resources, International Bar Association, Singapore, September 1985; delivered a paper on "The joint development of mineral resources in the Philippines".

#### Arbitration

Member, ICC Arbitration Tribunal in the case of Spie Batignolles and Atelier Allibe v. Menzi Development Corporation.

Member, International Centre for Settlement of Investment Disputes (ICSID) Ad Hoc Committee for the case of Amco Asia et al. v. Republic of Indonesia.

Sole Arbitrator in the case of Lepanto Consolidated Mining Company v. Engineering Equipment, Inc.

### Publications

"Effect of joint wills", 25 Philippine Law Journal, 629, 1950.

"Pledges and mortgages of shares of stock", 25 Philippine Law Journal, 660, 1950.

"The Anglo-Iranian oil dispute", 26 Philippine Law Journal, 55, 1951.

"Classification and preference of credits in insolvency", 26 Philippine Law Journal, 98, 1951.

"On vicarious liability of the employer", 26 Philippine Law Journal, 413, 1951.

"1941 Annual Survey of Philippine Law - Criminal Law: Criminal liability and specific crimes" (with A. M. Ceniza), 27 Philippine Law Journal, 283, 1952.

"On the shareholders' right of pre-emption: Law and practice", 28 Philippine Law Journal, 443-505, 1953.

"The belligerent occupant and the returning sovereign: Aspects of the Philippine law of belligerent occupation", 28 Philippine Law Journal, 645-703, 1953.

Studies in World Public Order (with Myres S. McDougal and associates), Yale University Press, 1960.

Law and Minimum World Public Order: The Legal Regulations of International Coercion (with Myres S. McDougal), Yale University Press, 1961.

"Conflicting orders and appraisal of resort to coercion", in Proceedings of the American Society of International Law, 1959.

"On territorial waters of archipelagoes", 1 Philippine International Law Journal, 157, 1962.

"The functions of judicial review and the doctrine of political questions", 39 Philippine Law Journal, 444, 1964.

"The Asian Development Bank", 4 Philippine International Law Journal, 1965.

"Comments on the relevance of international law to the development process", Proceedings of the American Society of International Law, 1966, 15.

"Legal problems of private international business enterprises: An introduction to the international law of private business association and economic development", 113 Recueil des cours de l'Académie de droit international, 213, 1966.

"Section 13(5) problems: The consequences of obsolescence", in Aspects of Philippine Corporate Practice, University of the Philippines Law Center, 1967.

"Some international law aspects of economic development", Philippine Yearbook of International Law, vol. IV, p. 49, 1975.

"The principle of non-refoulement: A note on international legal protection of refugees and displaced persons", 57 Philippine Law Journal, 598-609, 1982.

"Coerced movements of people across State boundaries", 58 Philippine Law Journal, 256-279, 1983. Also "International humanitarian law and coerced movements of peoples across State boundaries", Australian Yearbook of International Law, 1983, 113-129.

"Role of investment agencies in developing countries in the management and negotiation of contracts", in Adaptation and Renegotiation of Contracts in International Trade and Finance (Studies in Transnational Economic law, vol. 3), Horn, ed., 1985.

KANE, Boubacar

(Mauritania)

[Original: French]

Born in 1950 in Mauritania.

Education

Master of Laws, University of Algiers, 1972.

Diploma in administration, Institut international d'administration publique, Paris, 1977.

Doctorate in International Economic Relations and Political Science, Paris-Sorbonne, 1979.

Advanced degree, Institut d'administration des entreprises, Paris, 1980.

Posts held

Senior bank executive (Legal department), 1980-1982.

State controller, 1982-1984.

Secretary-General of the Treasury, 1984-1985.

Assistant Cabinet Director to the Head of State, 1985.

Secretary-General of the Ministry of Foreign Affairs and Co-operation, November 1985.



MUNIM, F. K. M. A.

(Bangladesh)

[Original: English]

Born on 1 December 1924.

Currently Chief Justice of Bangladesh.

Education

Doctor of Philosophy in Laws (constitutional law), University of London, 1960.

Master of Laws, University of London, 1958.

Bachelor of Laws, University of Dhaka, 1949.

Master of Arts, University of Dhaka, 1947.

Bachelor of Arts (Honours), University of Calcutta, 1945.

Professional qualifications

Barrister-at-Law of the Lincoln's Inn, United Kingdom, 1959.

Professional employment

Enrolled as an advocate in the Dhaka High Court, 1951.

Part-time lecturer in law, University of Dhaka, 1962-1970.

Enrolled as senior advocate in the Supreme Court of Pakistan, 1964.

Appointed legal adviser of the Industrial Development Bank of Pakistan, 1969.

Appointed Advocate-General of East Pakistan, 1970.

Other appointments and posts held

Appointed judge, Dhaka High Court, 1970.

Appointed judge in the High Court of Bangladesh, which formed the High Court Division of the Supreme Court of Bangladesh, 1972-1976.

Secretary, Ministry of Law and Parliamentary Affairs, Government of Bangladesh, 1972-1973 (on deputation).

Appointed judge in the Appellate Division, Supreme Court of Bangladesh, 1976-1982.

Appointed Chief Justice of Bangladesh on 12 April 1982.

Creative works

Rights of the Citizen under the Constitution and Law, 1975.

Memberships in societies, clubs, etc.

Founder-member of the Bangladesh Institute of Law and International Affairs, Dhaka. At present Chairman and President of the Institute. (The Institute organizes conferences, lectures and seminars, publishes law reports, a journal, a monthly bulletin in international affairs and research papers and maintains a well-equipped library. The Institute, in collaboration with UNITAR and the Commonwealth Secretariat, has held training courses in law with participants from several countries.)

Member, Syndicate, University of Dhaka, Bangladesh, 1972-1975.

Member, Syndicate, University of Jahangir Nagar, Bangladesh, 1972-1978.

Other biographical information

As Secretary, Ministry of Law and Parliamentary Affairs, he was associated with the drafting of the Constitution of Bangladesh, 1972.

Chairman, Bangladesh Jail Reforms Commission, 1979-1981 (Along with four members of the Commission, he visited the prisons and related institutions and studied the system and administration of prisons in Saudi Arabia, the Federal Republic of Germany, Yugoslavia, France, the United Kingdom of Great Britain and Northern Ireland, the United States of America, Canada, Sweden, the Netherlands, Thailand, Malaysia, Singapore, the Philippines and Japan, and in Hong Kong.).

Appointed member of the Expert Committee for Drafting the Statute for the International Islamic Court of Justice sponsored by the Organization of the Islamic Conference, 1981.

International conferences and meetings (government delegate)

Round-Table Conference on International Law, Singapore, 1964.

Conference at Berkshire, United Kingdom, sponsored by the British Institute of International and Comparative Law, 1968.

Twenty-fourth session of the United Nations General Assembly, 1969.

Conference at Berkshire, United Kingdom, sponsored by the British Institute of International and Comparative Law, 1970.

Conference sponsored by World Peace through Law, Abidjan, 1973.

Conference sponsored by the eighteenth Australian Legal Convention, Canberra, 1975.

Conference sponsored by the Asian-African Legal Consultative Committee, Kuala Lumpur, 1975.

Conference sponsored by the International Law Association, Madrid, 1976.

United Nations Conference on the Law of the Sea, New York, 1976.

Thirty-first session of the United Nations General Assembly, 1976.

Meeting of the representatives of States members of the Organization of the Islamic Conference to consider the draft statute for the International Islamic Court of Justice, Jiddah, January 1983.

Observation tour in the United States, September 1983. Briefly studied the court and legal systems, both federal and state. Also visited other legal institutions, bar associations and law schools in the United States.

Seventh Commonwealth Law Conference, Hong Kong, September 1983.

Third International Conference of Appellate Judges and Commonwealth Chief Justices Conference, New Delhi, March 1984.

First Asian Chief Justices Conference, Penang, Malaysia, August 1985.

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