

SERIES EDITOR'S NOTE

The present series *Studies and Materials on the Settlement of International Disputes* (SMSID) started as a contribution to the United Nations Decade of International Law (the programme announced by the UN General Assembly for the period 1990-1999) which attaches particular importance to the issue of dispute settlement. The series intends to address the issue of international dispute settlement and prevention from an interdisciplinary perspective – law, economics, history and politics – with the primary objective, however, to search for answers to the question of how to strengthen the rule of law in international relations. For practical purposes, this objective requires a broad perspective and must cover not only the analysis of the peaceful settlement of international disputes, but also the role of the use of force and its legitimacy. Furthermore, while the traditional focus of studies in this area has been limited to interaction between states, the series encourages the analysis also of international dispute settlement involving international organizations and non-state actors, including individuals, minorities, indigenous people, non-governmental organizations, and transnational companies. Finally, the series will also assist in exploring more in depth the linkages between dispute settlement in “public international law” and “international commercial arbitration” and their significance for enhancing the international rule of law.

The first volume of the series was published in 1996 by Dr. Mojtaba Kazazi on the topic *Burden of Proof and Related Issues*, an excellent study on evidence before international tribunals. The second volume, which also appeared in 1996, was written by Professor Karel Wellens and undertook a functional and well-researched analysis of the hitherto widely unknown field of *Economic Conflicts before the World Court (1922-1995)*. The third volume of the series, published in 1998, by Professor Juliane Kokott continued research into the area explored by Dr. Kazazi and addressed *The Burden of Proof in Comparative and International Human Rights Law* comparing civil law and common law approaches in an in-depth study with a focus on the American and German legal systems. The fourth volume *International Law in Post-Colonial Africa* written by Professor Tiyanjana Maluwa appeared in 1999 and contains an illuminating and scholarly written analysis, including a number of case studies, of the contribution of African States to the development of international law in a variety of areas, including dispute settlement.

The present fifth volume *Exclusion from Participation in International Organisations: The Law and Practice behind Member States' Expulsion and Suspension of Membership* is a thorough study prepared by Dr. Konstantinos D. Magliveras. In view of the proliferation of international (inter-governmental) organizations since 1945, the question of the settlement of disputes between member states and international organizations and their organs would seem to have gained some prominence. As noted by the author in his Prolegomena, however, not much research has been done in this area. The study concentrates on the suspension on rights member states enjoy under the constitutive document and the issue of expulsion of a member state from the organization. The cases examined include not only the United Nations, but also organizations in Africa and Latin America, and others outside of the UN family, altogether some 30 international institutions. The book is a significant contribution to the study of dispute settlement as applied in the law of international organizations, including the imposition of sanctions by the Security Council under Chapter VII of the UN Charter and the enforcement of judgments and awards rendered by international courts and tribunals.

Dr. Magliveras studied law at the University of Athens, Greece (Bachelor of Laws), and obtained Master of Laws (LL.M.) degrees at the University of Exeter United Kingdom, (European Legal Studies), and at the University of East Anglia, United Kingdom (European Community Law). He then completed his Doctor of Philosophy (D.Phil.) in Public International Law at the University of Oxford. Dr. Magliveras was awarded a Three-Year Research Scholarship by the British Academy. His doctoral thesis, published in a revised form as the present book, received the Proxime Accessit Prize of the Daszurzada Dr. Jál Pavry Memorial Prize by the Centre of International Studies of the University of Oxford. The author has been teaching at the University of East Anglia, the University of Aberdeen, and the University of Sussex. He has also been a visiting research fellow at the Research Center for International and Comparative Law, Boalt Hall School of Law, University of California at Berkeley, USA, and the Law Faculty of Erasmus University Rotterdam, The Netherlands. Finally, as the founder and Director of the GLODIS-Institute (Institute of Globalization, International Economic Law and Dispute Settlement) at the Law Faculty of Erasmus University Rotterdam, I am particularly pleased to mention that Dr. Magliveras is an External Member of the GLODIS-Institute since 1998.

Peter Malanczuk
Series Editor

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