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Inter-American Bar Association

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INTER-AMERICAN BAR ASSOCIATION

JOHN O. DAHLGREN
Secretary General
Inter-American Bar Association

XIX CONFERENCE — CARTAGENA, COLOMBIA

The XIX Conference was held in Cartagena de Indias, Colombia, September 27 to October 3, 1975. For the second time, Colombia was the site for a Conference of IABA, the first being the XII Conference which was held in Bogota in 1961. Attendance in Cartagena included many distinguished members of the legal profession. Despite initial lack of facilities, local administrative problems and occasional hotel inconveniences, the Conference concluded on a good vein with successful Committee programs.

Most Committees organized excellent programs which were conducted throughout the Conference. Several Committees held joint sessions to discuss related topics, such as Com. XVI. Space Law with Sec. D. Inter-American Air Law, of Com. I, and also with Sec. F. Communications, of Com. VII; Com. XI. Sec. A. Legal Aspects of Economic Development and Integration with Sec. C. Intellectual and Industrial Property, of Com. V, Sec. A. Inter-American Commercial Arbitration, Com. VI, Sec. C. Corporation Law and Sec. G. Capital Markets, Com. VII; and Com. VIII. Criminal Law and Procedure with Com. XVII. Military Law.

The Conference Central Theme "Juridical Aspects and Documents relating to Latin American Economic Integration, including those relating to the Andean Pact" engendered much interest. Excellent presentations were made at the Plenary Sessions: 1) "La Regulación Jurídica de las Empresas Transnacionales" by Lic. José Luis Siqueiros, of Mexico. 2) "El Estatuto de Capitales: Mecanismo de Defensa o Freno del Desarrollo" by Dr. Carlos Villalba Bustillo, of Cartagena, Colombia; and 3) "Multinational Corporations" by Dr. Ricardo Claro, of Chile.

The following papers were presented at the Conference:

Com. I.—“United States Immigration Policies in the Western Hemisphere” by Leon Ulman, Wash., D.C. English.

—“Análisis Práctico de la Política de Inmigración de los Estados Unidos, su Insuficiencia y Relación con la Integración Económica Latinoamericana” by Antonio C. Martinez, New York. Spanish.

Com. I. Sec. A.—“Legal and Economic Effects of the Proposed Law of The Sea Convention” by John R. Brock, Virginia, Chman. English.

Com. II, Sec. A.—“The Hague and the Inter-American Conventions on Obtaining Evidence Abroad” by Harry LeRoy Jones, Chman, Wash., D.C. English.

—“Convenciones Interamericanas en Materia Procedimental Civil y Comercial” by Ricardo Abarca Landero, Mexico. Spanish.

Com. III.—“Juicio Político” (“Impeachment”) by Leopoldo Uprimny, Colombia. Spanish.

Com. IV. Sec. A.—“Legislation Pertaining to Housing, Planning and Zoning. Laws Pertaining to Condominiums” by Sol H. Brown, Fla. English.

—“Estructura y Principios Doctrinarios del Derecho Urbanístico” by Andrés Alarcón Segovia, Mexico. Spanish.

Com. V. Sec. A.—“The Uniform Reciprocal Enforcement of Support Act of the Various States of the United States and the Possible International Applications” by Grover Prevatte Hopkins, North Carolina, Co-Chman Com. V. Spanish/English.

—“Génesis del Divorcio-Su Proyección Jurídica en Mexico y la Provincia” by Maria Elena García García, Mexico, Co-Chman. Spanish.

Com. V. Sec. B.—“Contratos de Adhesión-Protección al Consumidor” by Salvador Rocha Díaz, Mexico, Chman. Spanish.

—“Estudio Comparativo de los Principios Generales del Sistema de Common Law y del Sistema Latino-americano” by Salvador Rocha Diaz, Mexico, Chman. Spanish/English.

Com. V. Sec. C.—“Reacting to Trademark Developments in Latin America” by Jeremiah D. McAuliffe, Chicago, Ill, Chman. Spanish/English.

—“The Paris Convention for the Protection of Industrial Property—A Help or Hindrance to Developing Countries” by S. Delvalle Goldsmith, New York, English.

—“Legislaciones Vigentes de Argentina, Brazil y Mexico en Materia de Propiedad Industrial y Transferencia de Tecnología” by Karl F. Jorda, New York. Spanish.

Com. VI. Sec. A.—“Convención Interamericana sobre Arbitraje Comercial Internacional, 1974” by Humberto Briseño Sierra, Mexico, Chman. Spanish.

Com. VII. Sec. F.—“Report—Some Important Developments in Terrestrial and Space Communications—1973-1975. Their Legal Significance” by Katherine D. Hallgarten, Wash. D.C., Chman. English.

Com. VII. Sec. G.—“El Mercado de Capitales en Venezuela” by Alfredo Morles Hernández, Venezuela, Co-Chman. Spanish.

Com. VIII.—“La Subersión y la Violencia como Problemas Continentales y Universales” by René Buroz Arismendi, Venezuela, Chman. Spanish.

—“Secuestro” by René Buróz Arismendi, Venezuela, Chman. Spanish.

—“Drug Control Laws in Canada” by L. Kos-Rabcewicz-Zubowski, Canada. English.

Com. IX.—“Industrial Peace Under Law: The U.S. Experience” by Betty Southard Murphy, Wash., D.C., Co-Chman. English.

—“Industrial Peace Under Law: Occupational and Health Developments in the United States” by Donald K. Duvall, Wash., D.C. English.

Com. X. Sec. A.—“Possible Bases for Income Tax Treaties between Latin American Countries and the United States” by Norton Kern, New York, Chman. English/Spanish.

Com. XI. Sec. A.—“La Regulación Jurídica de las Empresas Transnacionales” by José Luis Siqueiros, Mexico. Spanish.

—“El Estatuto de Capitales: Mecanismo de Defensa o Freno al Desarrollo” by Carlos Villalba Bustillo, Colombia, Spanish.

—“The New Mexican Transfer of Technology Law” by Alan L. Hyde, Cleveland, Ohio. English/Spanish.

—“Foreign Investor Choices Under the Andean Pact’s Decision 91 (Petrochemical)” by Stanley F. Rose, Lima, Perú. English.

—“Aspectos Institucionales de las Interconexiones Eléctricas Internacionales” by Daniel C. Lecuona (Argentina), Wash., D.C. Spanish.

—“The U.N. Charter of Economic Rights and Duties of States: Toward a New International Law of Welfare?” Report prepared by the Committee on Inter-American Affairs of the Association of the Bar of the City of New York, pursuant to Res. 27 of IABA XVIII Conference, Rio de Janeiro. Submitted by Frederick K. Howard, New York. English/Portuguese.

Com. XI. Sec. B.—“Developing Legal Rules for Regional Markets and Monopoly Regulation” by Emmanuel J. Lobato, New York. English.

Com. XIII.—“Different Levels of Legal Information” by Carlos José Gutiérrez, Costa Rica, Co-Chman. English/Spanish.

—“Investigación Jurídica en las Américas mediante las Computadoras: Oportunidades y Desafíos a la luz de la Experiencia Norteamericana” by Hugo Mena Ruiz, Ecuador. Spanish.

Com. XIV. Sec. A.—“Proyecto de Código Uniforme de Etica Profesional” by Ricardo H. Zavala, Mexico, Chman. Spanish.

Com. XV. Sec. A.—“The Juridical Protection of Energy Production Investments in the Seabed Beyond National Jurisdiction” by Emory Clark Smith, Wash., D.C. English.

Com. XV. Sec. B.—“Erosion and Sediment Control Laws of the United States” by Mary M. Garner, Wash., D.C., Co-Chman of Com. XV. English.

Com. XV. Sec. C.—“Legal Problems Concerning Pollution: A Basis for International Negotiations” by Joseph Z. Fleming, Miami, Fla. English.

Com. XVI.—“Aerial Observations in Law” by Matthew J. Corrigan, New York, Co-Chman. English.

Com. XVII.—“El Procedimiento Militar Extraordinario” by Luis José Moros Ghersi, Venezuela. Spanish.

—“Estudio de las Medidas Judiciales que adecuadamente las Fuerzas Armadas deben adoptar contra el uso indebido de Drogas. Posesión y Venta de Drogas” by Evodio Ruiz Ruiz, Venezuela. Spanish.

—“Status of Insurgents” by Capt. Richard Fruchterman, Wash., D.C., English.

—“Appropriate Measures by the Armed Forces Against the Illegal Use, Possession and Sale of Drugs and Similar Substances by its Members” by Lt. Col. James L. Green, Wash., D.C. English/Spanish.

—“Study of the Jurisdiction of Military Tribunals Acting under Emergency Situations” by Maj. Richard Dixon, III, Wash., D.C. English.

Com. XX—“Report of the Committee on Nuclear Law, with Draft Resolutions” by Chairman William Mitchell and other Committee members. English/Spanish.

The following items of interest concerning the Conference are also noted:

Seminar on the Legal Status of Women

A Seminar on the Legal Status of Women in the Western Hemisphere was held by the Inter-American Bar Foundation and IABA Committee XVIII. Human Rights, in Cartagena, Colombia, September 30-October 1, 1975, during the XIX Conference of IABA. The Seminar was sponsored by The Fletcher School of Law and Diplomacy of the Tufts University, Medford, Mass. Dra. Josefina Amézquita de Almeyda, of Colombia, and Dr. Carlos A. Dunshee de Abranches, of Brazil, were Co-Chairmen of the Seminar. A detailed anti-discriminatory resolution was adopted and a report of the Seminar will be printed in English and Spanish by the Inter-American Bar Foundation and distributed throughout the hemisphere.

Best Paper Award—For the first time in IABA, a “Best Paper” Award was given at the XIX Conference, the recipient being Lic. José Luis Siqueiros, of Mexico, for his excellent work entitled “La Regulación Jurídica de las Empresas Transnacionales.”

The Best Paper Award Committee, consisted of Dr José Gabriel Sarmiento Núñez, IABA ex-President, of Venezuela, as President, and Drs. Leonard v. B. Sutton, USA; Abelardo Herrera, Panamá, Salvador Rocha, Mexico, and Adolfo G. Rocca, Argentina. The Committee report indicated that there had been presented to the Conference at least twenty-seven papers of outstanding value and that the criteria of the Committee in evaluating papers was based on the subject

matter of each paper in relation to the objectives of IABA, its scope and juridical value.

Book Award—After giving consideration to several publications of outstanding merit, the Committee recommended and the Council unanimously approved giving the “Book Award” to the publication entitled “International Cooperation in Civil and Commercial Procedure” in recognition of its value as a comparative study of legislation in America on this subject. The study which was carried out pursuant to resolutions adopted at former Conferences of IABA, was evaluated by the Committee as a most useful, practical and valuable publication. The author is Prof. L. Kos-Rabcewicz-Zubkowski, of Canada, Chairman of our Committee II.

William Roy Vallance Award—During the XIX Conference of IABI, the “William Roy Vallance Award” was given by the Inter-American Bar Foundation to our distinguished colleague, Dr. Fernando Claro, of Santiago, Chile. Dr. Claro epitomizes the fine qualities of our late Secretary General, William Roy Vallance, in having supported the work of the IABA for more than thirty years and having contributed to the strengthening of friendly relations between the lawyers of the countries of the hemisphere. In addition to a Certificate Award, Dr. Claro was given the sum of \$250.00 to be used in support of a scholarship for a deserving Chilean law student.

XIX Conference Resolutions—The texts of the Resolutions adopted at the XIX Conference will be published in future editions of the *Lawyer of the Americas*.

*Amendments to the Constitution and
By-Laws of IABA*

Pursuant to recommendations of Dr. Sigfrido Gross Brown, as President of IABA, as well as of the Special Committee presided by Dr. Jacobo Schaulsohn, of Chile, and, in accordance with the final report and recommendations submitted to the Council by the Executive Committee, the Constitution and By-Laws of IABA were amended at the XIX Conference. Every effort will be made to print promptly the newly adopted Constitution and By-Laws and make available to our membership.

New Membership Categories

In accordance with the provisions of Article II, Sec. 3, para. e)

and f), and Article III, Sec. c) of the newly adopted Constitution and By-Laws, two new membership categories have been established:

“Patron”—Anyone who is eligible to become an individual member of the Association and who shall have paid the dues for a Patron membership established in the By-Laws. Dues: \$1,000 (one thousand dollars) or more.

“Student”—Any student who is in, or who has completed, the last two years of the study of law. This category of membership shall be limited to a maximum of three years. Dues: \$5.00 (five dollars) per annum.

Next Council Meeting—Asunción, Paraguay

The new Council accepted an invitation from the Colegio de Abogados del Paraguay to hold its next meeting in Asunción, Paraguay. Although the dates have not been definitely established, the meeting will probably be held in April of 1976.

Site for XX Conference

The XX Conference of IABA will be held in the United States, in April or May of 1977. Several areas are being considered for this most important meeting and the site will be definitely established in the near future. IABA members will be advised promptly.

Memorial

Dr. Manuel Ma. Risueño—It is with deepest regret and sadness that we advise our members of the passing of our most esteemed friend and colleague, Dr. Manuel Ma. Risueño, of Chile, on October 8, in Cartagena, Colombia. Dr. Risueño had been a member of the Inter-American Bar Association since 1956. He most ably served as Chairman of our Tax Section and since 1972 served extraordinarily and most efficiently as the Reporter General of IABA. He will be greatly missed by all of us and by his many other friends throughout the hemisphere.

The following are the new officers of the Association:

President: Dr. Felipe S. Casanova, Edif. Banco del Centro Consolidado, 8° piso, Apartado Postal 62018, Caracas, Venezuela

- Secretary General: Dr. John O. Dahlgren, Executive Headquarters, Washington, D.C.
- Secretary: Dr. Osvaldo Rengifo, Santiago, Chile
- Treasurer: Dr. C. A. Dunshee de Abranches, Rio de Janeiro, Brazil
- Assistant Treasurer: Dr. Charles R. Norberg, Washington, D.C.
- Reporter General:
- Assistant Secretaries Dr. Ramón Ariza Barrios, Colombia; Dr. Reinaldo Arias, Venezuela; Dr. Gerardo Canino Arrué, Argentina; Lcda. Maria Genoveva Carreras, Puerto Rico; Dr. Eileen O'Connor, USA; Dr. Osvaldo Torres, Ecuador; Dr. Paulo A. Prates, Brazil; Dr. Yolanda M. Palmer, USA.