Inter-American Bar Association

J. O. Dahlgren

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XIX CONFERENCE

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

1. The Colegio de Abogados de Bolívar of Cartagena, Colombia has extended an invitation to hold the XIX Conference in Cartagena in September, 1975. The date and site of the Conference, still to be determined, will be communicated opportunistically to the members of the Association and to other interested parties.

2. The topics for the 1975 Conference were considered at the Council meeting in Caracas in July, 1974. The Council stressed the importance of selecting a limited number of topics to insure the presentation of papers of real juridical value. The following preliminary list of topics, subject to screening and revision by a Special Committee, was approved by the Council.

COMMITTEE I. PUBLIC INTERNATIONAL LAW

Section A. Oceanography and the Law of the Sea

1. What remains of high seas freedoms?
2. How will the Law of the Sea be enforced?
3. Economic cost of the new Law of the Sea Convention to maritime commerce
4. Inflation and the Law of the Sea
5. Oceanographic research
6. The cost of marine pollution
7. The law of aquaculture

COMMITTEE II. PRIVATE INTERNATIONAL LAW

1. International judicial cooperation in penal proceedings
3. OAS—Inter-American Specialized Conference on Private International Law

Section A. International Judicial Procedure

1. Recognition and enforcement of foreign country money judgments

COMMITTEE III. CONSTITUTIONAL LAW

1. Relation between the Legislative and Executive Powers
2. Relation between Treaties and National Legislations
3. Impeachment

COMMITTEE IV. MUNICIPAL LAW

Section A. Housing and Urban Law

1. Housing
2. Condominium laws
3. Planning and zoning

COMMITTEE V. CIVIL LAW

Section B. Law of Personal Property, Obligations and Contracts

1. Adhesion contracts (Res. 9, XVIII Conf.)
2. Study of legal obligations resulting from Latin American integration

*Topics marked with an asterisk are translations of original Spanish text.
Section C. Intellectual and Industrial Property

1. Current legislation of Argentina, Brazil and Mexico; Decision 24 of the Commission on the Cartagena Agreement; national laws of the countries comprising the Andean Group regulating licensing of industrial property rights and the transfer of technology. (jointly with Com. XI-A)

2. OAS—Inter-Governmental Working Group on Industrial Property and Technology applied to development

3. Up-dating of Inter-American Conventions on industrial property

4. Study of uniform industrial property codes in the hemisphere

COMMITTEE VI. CIVIL AND COMMERCIAL PROCEDURE

Section A. Inter-American Commercial Arbitration

1. Draft Inter-American Convention on International Commercial Arbitration approved by the OAS Inter-American Juridical Committee in 1973

2. The importance to Latin America of the 1958 UN Convention on the Recognition and Enforcement of Foreign Arbitral Awards

3. The decision of the United States Supreme Court in Alberto-Culver v. Scherk (1974) on the supremacy of arbitration in international transactions

4. Judicial intervention in ex parte arbitration (arbitration en rebeldia) in the Western Hemisphere

COMMITTEE VII. COMMERCIAL LAW

Section C. Corporation Laws

1. Up-dating of rules of conflict of laws on corporations in America

2. Multinational corporations (jointly with Com. XI-A)

COMMITTEE VIII. CRIMINAL LAW & PROCEDURE

1. Hijacking and kidnapping
2. Drugs

3. Compensation or damages for victims of crimes (victimologia)

4. Violence

5. Study on the law of pornography

COMMITTEE XI. LEGAL ASPECTS OF DEVELOPMENT AND INTEGRATION

Section A. Legal Aspects of Economic Development and Integration

1. Multinational corporations

2. Legal and other aspects of transfer and development of technology (jointly with Com. V-C)

COMMITTEE XIII. LEGAL DOCUMENTATION

1. Law and technology (jointly with Com. XI-A)

COMMITTEE XIV. ACTIVITIES OF LAWYERS

Section B. Assistance and Social Security for Lawyers

1. Draft of model law on social security for lawyers

COMMITTEE XV. NATURAL RESOURCES

Section C. Environmental Law

1. Pollution

COMMITTEE XVII. MILITARY LAW

1. Study of the appropriate judicial measures that the Armed Forces must take against the illegal use, possession, and sale of drugs, and similar substances by its members

2. Study of the role of the Armed Forces under the constitutions of our countries (jointly with Com. III)
3. Study of the jurisdiction of Military Tribunals acting under emergency situations

4. Study of the role of women in the Armed Forces of countries of the American continent

5. Legal basis for Civic Action by the Armed Forces

6. Right of insurgents to belligerent status

COMMITTEE XVIII. HUMAN RIGHTS

1. Judicial and non-judicial complaint handling mechanisms in the Inter-American countries from citizens against abuses of government

COMMITTEE XX. NUCLEAR LAW

1. Support to the Special Legal Committee of IANEC

2. Special training on nuclear energy law

Readers of the Lawyer desiring to submit topics for consideration by the Committees of IABA should forward their suggestions to the Secretary General, John O. Dahlgren, Esq., 1730 K. Street, N.W. Suite # 315, Washington, D.C. 20006.

3. The following Chairmen and Co-Chairmen of Committees and Sections were designated by the Council at Caracas.

COMMITTEE I. PUBLIC INTERNATIONAL LAW

Chairman: Enrique Martinez Paz (Arg.)
Co-Chairman: Alfred Klein (USA)

Section A. Oceanography and the Law of the Sea

Chairman: John O. Brock (USA)
Co-Chairman: Rodolfo Cruz Miramontes (Mexico)

Section B. United Nations and Hemispheric Organizations

Chairman: C. Joseph Hallinan (USA)
Co-Chairman: Alfredo Martinez Moreno (El Salvador)
Section C. Judicial Defense of Western Democracy
   Chairman: (Vacant)
   Co-Chairman: Ismael G. Montovio (Arg.)

Section D. Inter-American Air Law
   Chairman: Hugo Dacunha Machado (Brazil)
   Co-Chairman: Brig. Gen. Martin Menter (USA)

COMMITTEE II. PRIVATE INTERNATIONAL LAW
   Chairman: L. Kos Rabcewicz-Zubkowski (Canada)
   Co-Chairmen: Ricardo Abarca (Mexico)
                Ruben Rodriguez Antongiorgi (Pto. Rico)

Section A. International Judicial Procedure
   Chairman: Harry LeRoy Jones (USA)
   Co-Chairman: Luis D. Castello Cruz (Brazil)

COMMITTEE III. CONSTITUTIONAL LAW
   Chairman: Reinaldo Vanossi (Arg.)
   Co-Chairmen: Gustavo Planchart (Venezuela)
                Alejadro Silva Bascuñán (Chile)
                Luis Negrón Fernández (Pto. Rico)

Section A. Defense of Independence of the Judiciary and Irremovability of Judges
   Chairman: Juan Benavides Patrón (Colombia)
   Co-Chairmen: J. Fielding Jones (USA)
                Virgilio Calvo (Costa Rica)

Section B. Delay and Congestion in the Courts
   Chairman: Antonio Negrón García (Pto. Rico)
   Co-Chairman: Eduardo Ludeña (Ecuador)
Section C. Constitutional Problems of Latin American Integration
Chairman: (Vacant)
Co-Chairman: (Vacant)

COMMITTEE IV. MUNICIPAL LAW
Chairman: Benjamin Terán Varea (Ecuador)
Co-Chairman: (Vacant)

Section A. Housing and Urban Law
Chairman: Duncan H. Cameron (USA)
Co-Chairman: (Vacant)

COMMITTEE V. CIVIL LAW
Chairman: Aquiles H. Guaglianone (Arg.)
Co-Chairman: (Vacant)

Section A. Law of the person and the family
Chairman: (Vacant)
Co-Chairmen: Jo Dunn Dolan (USA)
Efrain González Tejera (Pto. Rico)

Section B. Law of personal property, obligations and contracts
Chairman: Salvador Rocha Diaz (Mexico)
Co-Chairman: Efren Bernier (Pto. Rico)

Section C. Intellectual and Industrial Property
Chairman: Jeremiah McAuliffe (USA)
Co-Chairman: Victor Bentata (Venezuela)

COMMITTEE VI. CIVIL AND COMMERCIAL PROCEDURE
Chairman: Juan Edgar Picado (Costa Rica)
Co-Chairman: Boris Kozolchyk (USA)
Section A. Inter-American Commercial Arbitration
  Chairman: Roberto N. Lobos (Arg.)
  Co-Chairman: Humberto Briseño Sierra (Mexico)

COMMITTEE VII. COMMERCIAL LAW

Chairman: Max Ochoa (Venezuela)
Co-Chairman: (Vacant)

Section A. Banking Laws and Trust
  Chairman: Guillermo Villalobos (Venezuela)
  Co-Chairman: Héctor Cámara (Arg.)

Section B. Transportation
  Chairman: Carlos J. Manzuoli (Arg.)
  Co-Chairmen: James A. Bistline (USA)
               Héctor Hernández Ayazo (Colombia)

Section C. Corporation Law
  Chairman: Alan M. Grosman (USA)
  Co-Chairman: Eugenio Belaval (Pto. Rico)

Section D. Insurance
  Chairman: (Vacant)
  Co-Chairman: Antonio Ostau de Lanfont (Colombia)

Section E. Bankruptcy
  Chairman: Alfredo Morles Hernández (Venezuela)
  Co-Chairman: Guillermo Sánchez Pernett (Colombia)

Section F. Communications
  Chairman: Katherine D. Hallgarten (USA)
  Co-Chairman: John O. Johnson (USA)

Section G. Capital Markets (new Section)
  (Vacant)
COMMITTEE VIII. CRIMINAL LAW & PROCEDURE

Chairman: Rene Buroz Arismendi (Venezuela)
Co-Chairmen: Donald H. Dalton (USA)
            Victor Leon Mendoza (Colombia)

COMMITTEE IX. LABOR LAW

Chairman: Daniel Bendahan (Venezuela)
Co-Chairman: (Vacant)

COMMITTEE X. FISCAL LAW

*Chairman: Manuel de Juano (Arg.)
*Co-Chairman: Carlos A. Mersán (Paraguay)

Section A. Taxation
Chairman: Manuel de Juano (Arg.)
Co-Chairman: Carlos A. Mersán (Paraguay)

(*) To be reconsidered by Council at Puerto Rico meeting.

Section B. Customs Law
Chairman: Mollie Strum (USA)
Co-Chairman: (Vacant)

COMMITTEE XI. LEGAL ASPECTS OF DEVELOPMENT AND INTEGRATION

Chairman: Antonio Quevedo (Ecuador)
Co-Chairmen: Federico Callizo Nicora (Paraguay)
            W. R. Eddleman (USA)

Section A. Legal Aspects of Economic Development and Integration
Chairman: Ricardo Claro Valdez (Chile)
Co-Chairman: (Vacant)
Section B. Monopoly and Restrictive Commercial Practices
Chairman: Lee Sinclair (USA)
Co-Chairman: Enrique Aftalién (Arg.)

COMMITTEE XII. LEGAL EDUCATION
Chairman: Michael Schwind (USA)
Co-Chairman: (Vacant)

Section A. Inter-American Academy of International and Comparative Law
President: Haroldo Valladao (Brazil)

Section B. Deans of Law Schools in the Western Hemisphere
Chairman: Miguel Franchini Neto (Brazil)
Co-Chairman: Rene de Sola (Venezuela)

COMMITTEE XIII. LEGAL DOCUMENTATION
Chairman: Roberto Alonso (USA)
Co-Chairman: Carlos José Gutiérrez (Costa Rica)

COMMITTEE XIV. ACTIVITIES OF LAWYERS
Chairman: Reinaldo Arias (Venezuela)
Co-Chairmen: Rodrigo Caballero González (Colombia)
Osvaldo Rivera Cianchini (Pto. Rico)

Section A. Professional Standard of Conduct
Chairman: Ricardo H. Zavala (Mexico)
Co-Chairman: Jaime B. Fuster (Pto. Rico)

Section B. Assistance and Social Security for Lawyers
Chairman: Leopoldo Palacios (Venezuela)
Co-Chairman: Ruy de Azevedo Sodré (Brazil)
Section C. Legal Aid
Chairman: William Fred Santiago (Pto. Rico)
Co-Chairman: (Vacant)

Section D. Problems in Starting the Legal Profession
Chairman: José Portuondo y de Castro (Pto. Rico)
Co-Chairman: José Rimski (Chile)

COMMITTEE XV. NATURAL RESOURCES
Chairman: Luis José Santamaria (Chile)
Co-Chairman: (Vacant)

Section A. Oil and Gas Laws.
Chairman: Eduardo A. Busso (Arg.)
Co-Chairman: D. Otis Beasley (USA)

Section B. Laws Concerning Agriculture
Chairman: Francisco Soto (Venezuela)
Co-Chairman: Mary M. Garner (USA)

Section C. Environmental Law
Chairman: Andrés Salas Soler (Pto. Rico)
Co-Chairman: (Vacant)

COMMITTEE XVI. SPACE LAW
Chairman: Harold Berger (USA)
Co-Chairmen: Matthew Corrigan (USA)
Prof J. C. Sampaio Lacerda (Brazil)

COMMITTEE XVII. MILITARY LAW
Chairman: Gen. Tarsicio Marquez Padilla (Mexico)
Co-Chairmen: Maj. Gen. Harold Parker (USA)
Osvaldo Salas (Chile)
COMMITTEE XVIII. HUMAN RIGHTS

Chairman: (Vacant)
Co-Chairman: Alberto González Fuenmayor (Venezuela)

COMMITTEE XIX. FOOD AND DRUG LAW

Chairman: (Vacant)
Co-Chairman: Ernesto D’Aracama Zarroquin (Arg.)

COMMITTEE XX. NUCLEAR LAW

Chairman: William Mitchell (USA)
Co-Chairman: (Vacant)

COMMITTEE XXI. ADMINISTRATIVE LAW
AND PROCEDURE (Inactive)

*The above appointments are subject to acceptance by the designees.

COUNCIL MEETING: 1975

The Colegio de Abogados de Puerto Rico will host the next meeting of the Council scheduled to be held in San Juan in May, 1975. This meeting of the Council should finalize the details for the XIX Conference.

IABA AWARD

The Association’s Book Award, given at past conferences for an outstanding legal contribution to the profession, will be supplanted in the future by the Best Paper Award. The latter distinction will be awarded to the author of the best paper presented at future conferences.

PROCEEDINGS OF XVIII CONFERENCE

The Proceedings of the above conference are available to Brazilian members from Dr. Theophilo de Azeredo Santos, Av. Atlantica 2016,
Rio de Janeiro, GB, Brazil. Other members should write to IABA Executive Headquarters, 1750 K St., N.W., Suite 315, Washington, D.C. 20006. The price of the two volumes is US$16.

INTER-AMERICAN ACADEMY OF INTERNATIONAL AND COMPARATIVE LAW

The Academy, an adjunct of the Inter-American Bar Association, was officially installed at a Special Assembly held on October 24, 1974, at its site in Rio de Janeiro. The Academy opened its program with a lecture delivered by Prof. Nehemias Gueiros, a distinguished Brazilian jurist and former IABA President. Prof. Haroldo Valladao, of Rio de Janeiro, is the President of the Academy.

CONFERENCE ON PRIVATE INTERNATIONAL LAW

The Association will be represented at the Inter-American Specialized Conference on Private International Law to be held in Panama beginning January 14, 1975. The draft agenda for this important meeting in the inter-American legal area follows:

1) Multinational commercial companies
2) Commercial companies
3) International sale of goods
4) Bills of exchange, checks, and promisory notes of international circulation
5) International commercial arbitration
6) International waterborne transportation, with special reference to bills of lading
7) Procedure for letters requisitorial and letters rogatory
8) Recognition and execution of foreign judicial judgments
9) Taking of evidence abroad in civil and commercial matters
10) Legal system for powers of attorney to be used abroad
11) Action that should be taken for the development of other topics of private international law
INTER-AMERICAN BAR FOUNDATION

The Foundation has two projects worthy of note for 1975. First is a seminar on the legal status of women in the Western Hemisphere which may be held during the IABA's XIX Conference. Plans are to discuss on a comparative basis the status of women throughout the Hemisphere. Second, on a subject of particular current interest, is a seminar on Cuba. This seminar is scheduled to be held in Baltimore on April 4, 1975 at John Hopkins University, a co-sponsoring organization. Another co-sponsor is the Maryland Foundation on Latin American Affairs. Depending on the outcome of the Baltimore seminar, a second one may be held in Washington, D.C. later in the year.

COUNCIL OF THE AMERICAS

The Council of the Americas, an organization of major U.S. corporations doing business in Latin America, continued during 1974 to give special emphasis to the dissemination in United States business and legal circles of the new statutes and regulations enacted by several American Republics on the subject of foreign investment and transfer of technology. Two series of Legal Seminars were conducted by the Council during 1974; one covering such legislation in Argentina, Brazil, Colombia, Mexico and Venezuela; another covering Chile, Ecuador and Peru. The Seminars attracted selected groups of business executives and members of the Bar in Chicago, Cleveland, Miami, New Orleans and New York. Presentations were made by distinguished attorneys from the subject countries based on hypothetical cases prepared by panels of U.S. attorneys active in the Council. Drs. Oscar Arrus, of Peru, Victor Bentata of Venezuela, Máximo Bomchil of Argentina, Jorge Carey of Chile, Enrique Chiriboga of Ecuador, German Cavelier of Colombia, Irion Jacobowitz of Brazil and Maclovio Sierra de la Garza of Mexico travelled to the United States to discuss the legal situation of foreign investors and licensors of technology in their respective countries. Panels of members of the Bar from these cities made the exchanges extremely informative. Council of the Americas announced more of these activities for 1975 in association with Bar Association groups and international civic associations in these and other U.S. cities. The result of these workshops are presently being distributed by the Council in two printed volumes. Attendance at such workshops and purchase of the materials are not restricted to Council member company executives and counsel. If interested, contact Ms. Susan Holland, Information Director, Council of Americas, 680 Park Avenue, New York, NY 10021.