

1996 PETITION CALLING FOR AN INTERNATIONAL COURT OF COMPLIANCE

Posted by Joan Russow
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GLOBAL COMPLIANCE RESEARCH PROJECT

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RECOGNIZING that for fifty years since the formation of the United Nations, member states have undertaken obligations reflected in the Charter, treaties, conventions, and covenants; and have created expectations reflected in declarations, conference commitments and resolutions.

REMINDED of the General Assembly resolution establishing a decade of International Law from 1990 –1999.

MINDFUL of the obligation to establish conditions under which justice and respect for the obligations arising from treaties and international law can be maintained (Charter of the United Nations, 1945)

AFFIRMING that it has become a principle of international customary law that state parties to treaties and Conventions undertake to enact the necessary legislation to ensure compliance with their obligations (Art. III Convention on the Prevention and Punishment of the Crime of Genocide, 1948); International Convention on the Elimination of all Forms of Racial Discrimination (1965); International Covenant of Civil and Political Rights (1966); Convention on the Elimination of All Forms of Discrimination Against Women (1979); Convention on the Control of Transboundary Movements of Hazardous Wastes (1992) etc.

CONVINCED that the Doctrine of Legitimate Expectations whereby if a government holds itself out to do something even if not legal required to do so, the government will be expected to act carefully and without negligence,, and the citizens have a legitimate expectation that the

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government will discharge this obligations. Convinced also of the applicability of the Doctrine of Legitimate Expectations to declarations, conference commitments and General Assembly resolutions.

BE IT RESOLVED THAT IN 1996, STATES SIGN WHAT THEY HAVE NOT YET SIGNED, RATIFY WHAT THEY HAVE NOT YET RATIFIED, ENACT THE NECESSARY LEGISLATION TO ENSURE COMPLIANCE, AND UNDERTAKE TO ENFORCE THE ACCRUED OBLIGATIONS AND EXPECTATIONS

BE IT FURTHER RESOLVED THAT IN 1996, A COURT OF GLOBAL COMPLIANCE BE INSTITUTED. THIS COURT WILL GIVE CITIZENS AN OPPORTUNITY TO PRESENT EVIDENCE OF NON-COMPLIANCE WITH INTERNATIONAL OBLIGATIONS AND EXPECTATIONS. STATES WILL BE REQUIRED TO APPEAR AND TO ACT UPON THE JUDGMENT OF THE COURT.