References

Books and Articles


Anand RP (1976) Legal regime of the sea-bed and the developing countries. Sijthoff, Leiden


References
References


Frank RB, Jenett BW (1975) Murky waters: private claims to deep ocean seabed minerals. Law Pol Int Bus 7:1237–1270

Freestone D, Oude Elferink AG (2005) Flexibility and innovation in the law of the sea – will the LOSC amendment procedures ever be used? Paper presented at the 3rd Verzijl symposium, stability and change in the law of the sea: selected issues, Utrecht University, The Netherlands, 3 December 2004


Gerstle ML (1970) The politics of U.N. voting: a view of the seabed from the glass palace. Law of the Sea Institute, University of Rhodes Island, Rhode Island
References

Hayashi M (1989) Registration of the first group of pioneer investors by the preparatory commission for the international sea-bed authority and the international tribunal for the law of the sea. Ocean Dev Int Law 20:1–33
Hurst C (1923) Whose is the bed of the sea? Br Yearbook Int Law 4:34
International Seabed Authority (1999) International seabed authority selected decisions and documents of the fourth session. International Seabed Authority, Jamaica
International Seabed Authority (2002a) Legislative history of the enterprise under the United Nations convention on the law of the sea and the agreement relating to the implementation of part XI of the convention. International Seabed Authority, Jamaica
International Seabed Authority (2002b) Secretary-general’s informal consultations on outstanding issues relating to the deep seabed mining provisions of the United Nations convention on the law of the sea: collected documents. International Seabed Authority, Jamaica


International Seabed Authority (2009) Issues associated with the implementation of article 82 of the United Nations convention on the law of the sea, technical study no. 4. International Seabed Authority, Kingston

International Seabed Authority (2010) Non-living resources of the continental shelf beyond 200 nautical miles: speculations on the implementation of article 82 of the United Nations convention on the law of the sea, technical study no. 5. International Seabed Authority, Kingston


Knight WSM (1926) Seraphin de Freitas: Critic of Mare Liberum. Trans Grotius Soc 11:1

Mero JL (1964) The mineral resources of the sea. Elsevier, Amsterdam


Ogle RC (1984) Internationalizing the seabed. 3HRGower, Hampshire Gull


Okeke NC (1986) The theory and practice of international law. Fourth Dimension, Enugu


Olawoye CO (1974) Title to land in Nigeria. University of Lagos/Evans Brothers, Lagos

References


Sanders AJGM (1979) International jurisprudence in African context. Butterworths, Durban


References


Verzijl JHW (1972) International law in historical perspective, vol V. A.W.Sijthoff, Leiden


Young OR (1991) Political leadership and regime formation: on the development of institutions in international society. Int Organ 45:281–308


Internet Sites and Materials


Committee on Natural Resources and Science and Technology (CNRST). http://www.uneca.org/cnrst/cnrst_main.htm


ECOWAS. http://www.ecowas.int/


G-77 Marrakech Declaration on South-South Co-operation (2003). http://www.g77.org/marrakech/Marrakech-Declaration.htm


Group 77. http://www.g77.org/


IFREMER. http://www.ifremer.fr/anglais/


NEPAD. http://www.nepad.org/en.html


References


Surrey Space Centre Website. http://www.ee.surrey.ac.uk/ssc/G1/P1/


The Indian Department of Ocean Development. http://dod.nic.in/


UNCTAD. http://www.unctad.org/


United States Department of State. http://www.state.gov/t/ac/trt/5187.htm
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