

Seiffert, Wolfgang, *Die Verträge zwischen Deutschland und seinen östlichen Nachbarn* (Band 18), Köln: Verlag Wissenschaft und Politik (1994) 96 pages.

This publication contains the texts of the core international treaties which in nine months (September 1990 – June 1991) laid the foundations for a united Germany. The booklet is issued by the 'Kulturstiftung der deutschen Vertriebenen', with the support of the Federal Department of the Interior. The authors express the view that the right to self-determination of peoples [referring of course to territories and groups in the East 'ceded' by Germany] cannot be waived as part of *jus gentium*. The different treaties, though binding internationally on the parties, are vitiated because they do not take into account the will of the people who have a right to their *angestammte Heimat*. Quite significantly, recommendation No. 11 of the organization reads as follows: 'The task remains for German foreign policy to protect, to promote and to expand straightforwardly and with determination the rights agreed in the treaties in favour of the German *Volksgruppe* and to keep alive the idea of self-determination.'

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Steffens, Mechthild, and Alexander Uschakow, *Die deutsche Frage in der juristischen und politikwissenschaftlichen Literatur des Auslandes seit 1980*, Bonn: Kulturstiftung der deutschen Vertriebenen (1993) 141 pages.

The book originally was intended to contain a description of the reactions in countries other than Germany to the 'German question' between 1980 and 1989. After the fall of the Wall, a whole chapter had to be added. The debate about the question whether or not in May 1945 a *debellatio* took place in Germany, leaving neither a State nor a Nation, may appear to many to be what the French call a *question*

*d'Allemands*. Readers interested in the matter will find in the publication a good description of the different facets of the question.

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Holbein, James R., and Donald J. Musch, *NAFTA. Final Text, Summary, Legislative History & Implementation Directory*, New York: Oceana Publications, Inc. (1994) iv + 1044 pages. \$69.95. Available with Raworth, Philip, WTO, and Trade Law Links: WTO & NAFTA Disk. \$155.

Raworth, Philip, and Linda C. Reif, *The Law of the WTO*. New York: Oceana Publications, Inc., (1995) viii + 932 pages. \$69.95. Available with Holbein, James, NAFTA, and Trade Law Links: WTO & NAFTA Disk. \$155.

Norton, Joseph J., Thomas L. Bloodworth, and Terry K. Pennington, *NAFTA and Beyond*, Dordrecht, Boston, London: Martinus Nijhoff Publishers (1995) xvi + 648 pages + Index. Dfl. 375; \$247.50; LSG154.

Abbott, Frederick M., *Law and Policy of Regional Integration: The NAFTA and Western Hemispheric Integration in the World Trade Organization System*, Dordrecht, Boston, London: Martinus Nijhoff Publishers (1995) xi + 201 pages + Index. Dfl. 175; \$112; LSG72.

The first two volumes are Classic Oceana Practitioner's Deskbooks. The first contains the final text of NAFTA and Supplemental Agreements authoritatively edited by Richard Holbein of the NAFTA Secretariat and Donald Musch. The text is supplemented by a concise summary of the Legislative History with useful citations to the principal sources of that history, by an even more useful summary of the Agreement – a veritable primer in its own right – written by Jonston, Edelman and Ward and by a so-called Resource Guide to the Implementation of NAFTA (A How To

Find Out list of addresses, phones, faxes and documents). The Dos Diskette Version allows full text interrogation but does not seem to have been 'hyper-texted.' The second title, covers, in much the same format, the WTO. It gives a history of the tortuous Uruguay Round and then a terse but detailed commentary on the major components of the Agreement followed by official texts. The beloved old GATT is reproduced for good order. The analytical part in both volumes can not be, and does not pretend to be, a substitute for in-depth analyses of the content of these agreements. The utility of the books, and it is great, is having the official texts with readily accessible, no-nonsense initial comments and pointers to other sources and resources.

Abbot is the book you must read in order to relate NAFTA to the WTO. It is hugely informative, written with lucidity and remarkable erudition and displays subtlety and insight. There is, first, the best analysis with which I am familiar on the very compatibility of Regional Integration regimes with GATT and the WTO. The centrepiece of the book is the analysis of NAFTA provisions on goods and Services in relation to the more global WTO regime. The book also has a useful (comparative trade law) chapter on NAFTA and the European Union, an interesting chapter on Japanese perspectives on NAFTA and rounds off with reflections on more global approaches to Western Hemisphere integration beyond NAFTA. The audience here is both policy makers, academe and practitioner.

The Norton & Bloodworth has as its audience the Bar and the business community. It is a far more ambitious book than the Oceana volumes. It is not quite a treatise, but with the collaboration of a remarkable team of practitioners and practitioner/academics it attempts to position NAFTA in its commercial context and to cover the legal and commercial regime in some depth. In many of its sections (e.g. on Secured Credit Transactions in Mexico) the book goes

beyond the Agreement. NAFTA is understood in this book to be the actual Free Trade Area and not the Agreement establishing it. Thus, in addition to Secured Credit you will find chapters on Export Finance possibilities, Franchising and Intellectual Property (which of course also occupy an important part of the Agreement) and, naturally the more classic issues such as trade in goods, the environment and labour law issues. The book clearly looks South; Canada, though not omitted is left in the cold. Useful.

JHHW

Anderson, David W.K., *References to the European Court*, London: Sweet & Maxwell (1995) lxxviii + 516 pages + Index. LSG110.

The book is addressed to the practitioner, in fact the English practitioner. It is a 'How to...' manual covering the 177 procedure from A to Z. In this genre it is first class. The preliminary material (tables of cases etc.) is comprehensive, the annexes, including a variety of precedents and all the relevant primary sources are impeccable and the text itself, whilst terse, even extremely so, does not paper over complexities and ambiguities in the doctrine and operation of 177.

Beatty, David M. (ed.), *Human Rights and Judicial Review. A Comparative Perspective*, Dordrecht, Boston, London: Martinus Nijhoff Publishers (1994) x + 361 pages.

This is a sandwich book, though, like an American hamburger the bun is better than the filling. Beatty provides the opening and concluding essays which insightfully and with remarkable absence of jargon recapitulate the jurisprudential and political theory dilemmas of judicial protection of human rights in democratic societies and the debate around rights culture more generally. Sandwiched between is the