

## Contents

<i>Abbreviations</i> .....	xii
<i>List of Authors</i> .....	xxi
<i>General Bibliography</i> .....	xxiv
<i>Travaux Préparatoires</i> .....	lxxxii
<i>Table of Cases I—International Bodies</i> .....	xciv
<i>Table of Cases II—Regional Bodies</i> .....	xcviii
<i>Table of Cases III—Domestic Cases</i> .....	cii
<i>Table of Treaties and Instruments</i> .....	cxxiv

### PART ONE: BACKGROUND

<b>Historical Development of International Refugee Law (Skran)</b> .....	<b>3</b>
Drafting History of the 1951 Convention and the 1967 Protocol (Einarsen) ....	37
Interpretation of the 1951 Convention (McAdam) .....	75
Regional Developments: Europe (Klug) .....	117
Regional Developments: Asia (Blay) .....	145
Regional Developments: Africa (van Garderen/Ebenstein) .....	185
Regional Developments: Americas (Piovesan/Jubilut) .....	205
Preamble to the 1951 Convention (Alleweldt) .....	225
Preamble to the 1967 Protocol (Alleweldt) .....	241

### PART TWO: GENERAL PROVISIONS

<b>Article 1 A, para. 1 1951 Convention (Schmahl)</b> .....	<b>247</b>
Article 1 A, para. 2 1951 Convention (Zimmermann/Mahler) .....	281
Article 1 B 1951 Convention (Schmahl) .....	467
Article 1 C 1951 Convention (Kneebone/O’Sullivan) .....	481
Article 1 D 1951 Convention (Qafisheh/Azarov) .....	537
Article 1 E 1951 Convention (Marx).....	571
Article 1 F 1951 Convention (Zimmermann/Wennholz) .....	579
Article I 1967 Protocol (Schmahl).....	611
Article 2 1951 Convention (Lambert) .....	625
Article 3 1951 Convention (Marx/Staff) .....	643
Article 4 1951 Convention (Walter) .....	657
Article 5 1951 Convention (Skordas) .....	669
Article 6 1951 Convention (Marx/Machts) .....	707
Article 7 1951 Convention (Skordas) .....	715
Article 8 1951 Convention (Davy) .....	755

<b>Article 9 1951 Convention (Davy) .....</b>	781
<b>Article 10 1951 Convention (Schmahl).....</b>	805
<b>Introduction to Article 11 (Bank) .....</b>	815
<b>Article 11 1951 Convention (Bank) .....</b>	853

### PART THREE: JURIDICAL STATUS

<b>Article 12 1951 Convention (Metzger).....</b>	863
<b>Article 13 1951 Convention (Leckie/Simperingham) .....</b>	883
<b>Article 14 1951 Convention (Metzger).....</b>	895
<b>Article 15 1951 Convention (Teichmann).....</b>	909
<b>Article 16 1951 Convention (Elberling) .....</b>	931

### PART FOUR: GAINFUL EMPLOYMENT

<b>Article 17 1951 Convention (Edwards) .....</b>	951
<b>Article 18 1951 Convention (Edwards) .....</b>	973
<b>Article 19 1951 Convention (Edwards) .....</b>	983

### PART FIVE: WELFARE

<b>Article 20 1951 Convention (Lester) .....</b>	993
<b>Article 21 1951 Convention (Leckie/Simperingham) .....</b>	1003
<b>Article 22 1951 Convention (Zimmermann/Dörschner).....</b>	1019
<b>Article 23 1951 Convention (Lester) .....</b>	1043
<b>Article 24 1951 Convention (Lester) .....</b>	1057

### PART SIX: ADMINISTRATIVE MEASURES

<b>Introduction to Chapter V (Hofmann/Löhr).....</b>	1081
<b>Article 25 1951 Convention (Lester) .....</b>	1129
<b>Article 26 1951 Convention (Marx) .....</b>	1147
<b>Article 27 1951 Convention (Vedsted-Hansen).....</b>	1165
<b>Article 28/Schedule (Vedsted-Hansen) .....</b>	1177
<b>Article 29 1951 Convention (Nagy) .....</b>	1215
<b>Article 30 1951 Convention (Nagy) .....</b>	1227
<b>Article 31 1951 Convention (Noll) .....</b>	1243
<b>Article 32 1951 Convention (Davy) .....</b>	1277
<b>Article 33, para. 1 1951 Convention (Kälin/Caroni/Heim) .....</b>	1327
<b>Article 33, para. 2 1951 Convention (Zimmermann/Wennholz).....</b>	1397
<b>Diplomatic Asylum (Denza) .....</b>	1425
<b>Article 34 1951 Convention (Marx) .....</b>	1441

*Contents*

xi

## PART SEVEN: EXECUTORY AND TRANSITORY PROVISIONS

Article 35 1951 Convention/Article II 1967 Protocol (Zieck).....	1459
Article 36 1951 Convention/Article III 1967 Protocol (Zieck) .....	1511
Article 37 1951 Convention (Schmahl).....	1527

## PART EIGHT: FINAL CLAUSES

Article 38 1951 Convention/Article IV 1967 Protocol (Oellers-Frahm).....	1537
Article 39 1951 Convention/Article V 1967 Protocol (Geiß) .....	1555
Article 40 1951 Convention (Gil-Bazo) .....	1567
Article 41 1951 Convention/Article VI 1967 Protocol (Gil-Bazo).....	1589
Article 42 1951 Convention/Article VII 1967 Protocol (Pellet) .....	1615
Article 43 1951 Convention/Article VIII 1967 Protocol (Geiß).....	1641
Article 44 1951 Convention/Article IX 1967 Protocol (Geiß) .....	1645
Article 45 1951 Convention (Einarsen).....	1651
Article 46 1951 Convention/Article X 1967 Protocol (Geiß).....	1665
Article XI 1967 Protocol (Geiß) .....	1671
<i>Index</i> .....	1675