

# CALIFORNIA WESTERN INTERNATIONAL LAW JOURNAL

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- Special Claims Impacting Upon Marine  
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This article examines the recent extensions of jurisdiction over ocean space, focusing on claims relating to fisheries jurisdiction and protection of the marine environment. It begins by examining the "process of claim" and looking at the historical development of jurisdictional extensions. The author then examines the United States enactment of the Fishery Conservation and Management Act (FCMA) of 1976, showing how it violates international law and harms long term United States ocean policy. Claims based on protection of the marine environment are then examined, with the author concluding that if an acceptable treaty is not forthcoming at the Law of the Sea Conference, there will be a rash of claims extending jurisdiction based on protection of the marine environment.

- Human Rights Revisited:  
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The United Nations Universal Declaration of Human Rights has been in operation for some thirty years. This article represents a scholarly discussion of its success and includes a review of the International Covenant on Civil and Political Rights and the Civil and Political Covenant. The article provides a detailed analysis of the development of human rights under customary international law and then launches into a detailed consideration of the Declaration of Human Rights. The consideration includes a discussion of the negotiations, who the parties involved were, and the views later taken by scholars on the subject. The Human Rights Committee, the body charged with implementing the Human Rights provisions is then analyzed in detail. Again the author observes the negotiations and the views of scholars regarding the Committee. Finally, the author surveys scholars views on the overall operation of human rights instruments and concludes that apathy and ineffectual sanctions leave human rights in the same position they were in thirty years ago.

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