

CONTENTS

<i>Preface</i>	x
<i>List of Abbreviations</i>	xii
<i>Table of Cases</i>	xv
<i>Table of Treaties</i>	xvi

Chapter I — Introduction

1. Background	1
2. Scope, definition and methods of study	5

Chapter II – The Evolution of the Concept of the Associated State Under the United Nations Charter

1. From the Covenant of the League of Nations to the Charter of the United Nations	7
2. Article 73e of the Charter and Associated States	10
(1) The Origin of the Concept	10
(2) State Practice	14
(i) The United Kingdom: Malta	14
(ii) France: Indo-China and French Union	17
3. The Development of the Concept of Associated States through the General Assembly Resolutions	25
(1) GA Resolutions 567(VI), 648(VII) and 742(VIII)	25
(2) State Practice	34
(i) The Netherlands: the Netherlands Antilles and Surinam	34
(ii) The United States: Puerto Rico	44
4. The right of self-determination and Associated States: GA Resolutions 1514 (XV) and 1541 (XV)	62

Chapter III – The Cook Islands

1. Historical Background	68
2. The Creation of an Associated State	74
3. The Problem of the Cook Islands in the United Nations	95

Chapter IV – West Indies Associated States

1. The United States Virgin Islands and
British Virgin Islands 113
2. West Indies Associated States 115
 - (1) Historical Background 116
 - (2) The Creation of Associated States 123
 - (3) The Problem of the West Indies Associates States
in the United Nations 138

Chapter V – Subsequent Developments in Law and Practice

1. The Evolution of the Concept of Associated State 147
 - (1) The Principles Concerning Friendly Relations 147
 - (2) The Vienna Convention on Succession of States in respect of
Treaties 150
 - (3) The Western Sahara Case 152
2. Niue 154
 - (1) Historical Background 154
 - (2) The Creation of an Associated State 155

Chapter VI – Micronesian Associated States

1. Micronesia under Japanese Mandate 169
2. The Creation of the Strategic Trust Territory 172
3. Early Political Development in Micronesia 180
4. Developing a Political Status for Micronesia 186
 - (1) The Future Political Status Commission 186
 - (2) Rounds of Negotiations 190
 - (3) The Hilo Principles and the 1980 Compact 199
 - (4) The Northern Marianas Commonwealth 212
5. The Micronesian Problems in the United Nations 215

Chapter VII – Procedural Elements of Associated States

1. How the wishes of a people are to be expressed and ascertained 227
2. Ascertainment of Associated Statehood by the United Nations 233

Chapter VIII – Substantial Elements of Associated States

1. Internal Self-Government 238

2. Unilateral Termination	242
3. Citizenship	246
4. Economic Assistance	253
5. Defence	256

Chapter IX – Associated States and External Affairs

1. General Considerations	258
2. Associated States and the Law of Treaties	259
(1) The Cook Islands Practice in the Law of Treaties	259
(i) The Special Relationship Defined	259
(ii) The Problem of the Cook Islands in the Lomé II Convention ...	263
(2) The Territorial Application Clause and Associated States	265
(3) Associated States' Accession to Treaties in Their Own Names	273
(4) The Law of the Sea Convention and Associated States	277
3. Associated States' Membership in International Organizations	283
(1) Associated States' Membership in Regional Organizations	283
(2) Associated States' Membership in Universal Organizations	289
4. Diplomatic Relations	295

Chapter X – Conclusions 298

<i>Bibliography</i>	302
<i>Index</i>	317