

Personal

Nationality: Guyanese

Profession

International lawyer, jurist, municipal lawyer

Education

- Queen's College (Guyana).
- London University B.A. (Hons.), LL.B. (Hons.).
- McGill University, LL.M. (International Law).
- New York University, LL.M. (International Law).
- Norman Manley Law School, Legal Education Certificate.

Academic honours

- Lionel Luckhoo Memorial Prize (University College of Wisconsin, 1959).
- Fellow of Institute of Comparative and Foreign Law (McGill University, 1966).
- Fellow of Centre for International Affairs (New York University, 1970).

Professional expertise

- Publicist / jurist in International Law
- Mining / International Economic Law
- Law of the Sea
- International Institutional Law
- Law of Treaties
- General International Law
- Economic Integration Law

Professional associations

- Member of the Jamaican Bar
- Member of the Guyana Bar
- Member of the British Institute of International and Comparative Law
- Member of the American Society of International Law

Critical achievements

- Collaborated in conceptualizing, defining and promoting the concept of the Exclusive Economic Zone (UNCLOS III).
- Elaborated Protocols and Treaty on the revision of the Treaty Establishing the Caribbean Community (1994-2000).
- Collaborated in the elaboration of the Agreement Establishing the Caribbean Court of Justice and other constituent instruments.
- Elaborated draft Agreement Establishing the Association of Caribbean States.
- Responsible for elaborating United Nations travel documents for Namibians.
- Responsible for establishing the terms of reference of the United Nations Committee on Relations with the Host Country (Acting Chairman of the Sixth Committee of the United Nations General Assembly, 26th session).

Representation at intergovernmental conferences and meetings

1974 - 1982 Representative of the International Bauxite Association (IBA) Secretariat at meetings of the United Nations Conference on Trade and Development (UNCTAD), including the Negotiating Conference on the Common Fund, Geneva, September (1979), February (1980).

Representative of IBA Secretariat at various meetings of Producers' Associations sponsored by United Nations related bodies.

Representative of the IBA for the purpose of establishing relations with the United Nations and, in particular UNCTAD and ECOSOC, including its Commission on Natural Resources (United Nations Headquarters, New York); the International Monetary Fund (IMF) and the International Bank for Reconstruction and Development (IBRD) (Headquarters, Washington); United Nations Industrial Development Organization (UNIDO) (Headquarters, Vienna); Inter-Governmental Council of Copper Exporting Countries (CIPEC) (Headquarters, Paris); UNCTAD (Headquarters, Geneva).

1973 - 1974 Legal Adviser to the Guyana delegation at Guyana/Cuba, Guyana/United Kingdom, Guyana/Netherlands, Guyana/France, Guyana/Brazil bi-lateral air transport negotiations.

Legal Adviser to Guyana delegation, Meeting of Bauxite Producing Countries (Conakry, 1974).

1970 - 1973 Representing Guyana on the following:

- Working Party to draft the instrument Establishing the Caribbean Community and Common Market.
- United Nations Committee on Relations with the Host Country.
- Preparatory Committee of the Specialized Conference of Caribbean Countries on the Law of the Sea (Colombia).
- Meeting of Commonwealth Caribbean Countries on the Law of the Sea (LOS), (Kingston, Jamaica).
- United Nations Commission on International Trade Law, 5th session (New York).
- Meeting of Officials of Caribbean Countries on LOS (Caracas).
- United Nations Seabed Committee, Spring session (New York).
- Specialized Conference of Foreign Ministers of Caribbean Countries on the Law of the Sea (Dominican Republic).
- United Nations Seabed Committee, Summer session (Geneva).
- United Nations Conference on the Law of the Sea (Caracas).
- Sixth Committee, 25th & 26th sessions of the United Nations General Assembly.

- 1969
- United Nations Seabed Committee, spring and summer sessions (Geneva).
 - Special Committee on the Question of Defining Aggression (4th session, New York).
 - United Nations Commission on International Trade Law (4th session, Geneva).
 - Special Committee on the Question of Defining Aggression (2nd session, New York).
 - United Nations Conference on the Law of Treaties (Vienna, 2nd session).
 - Sixth Committee, 24th session of the United Nations General Assembly.

- 1968
 - United Nations Conference on the Law of Treaties (Vienna, 1st session).
 - Sixth Committee, 23rd session of the United Nations General Assembly.
 - United Nations Regional Seminar on International Law (Quito).
 - Special Committee on the Question of Defining Aggression (Geneva, June/July).
 - Envoy Extraordinary and Plenipotentiary to South West Africa (United Nations Mission to Namibia).
- 1967
 - Sixth Committee, 22nd session of the United Nations General Assembly (New York).
 - United Nations Council for Namibia.

Specialist interventions at non-governmental conferences and meetings

- 1970 Panelist, Pacem in Maribus Convocation on the Law of the Sea (Malta, 1970 and 1971).
- 1971 Panelist, Constitution for the Oceans, Centre for the Study of Democratic Institutions (Santa Barbara, California, 1971).

Panelist, Conference on the Fate of the Oceans, Villanova University (Pennsylvania, 1972).

Participant, United Nations Symposium on Racial Discrimination (Yaoundé, Cameroon, 1971).

Panelist, Pacem in Maribus Convocation (Malta, 1972).
- 1972 Participant, Gulf and Caribbean Workshop on the Law of the Sea (Caracas, Venezuela, 1971).

Panelist, Freedom of Scientific Research in the Oceans, Centre for Marine Affairs (San Diego, California, 1972).

Panelist, Conference on the Law of the Sea (University of Rhode Island, 1973).
- 2002/2003 Member, Commonwealth Law Ministers Expert Group on Delinking from the Judicial Committee of the Privy Council.

Employment history

Substantive posts

- February 2005 - present Judge, Caribbean Court of Justice.
- January 2003 to 2005 Director, CARICOM Legislative Drafting Facility.
- 1996 - 2002 General Counsel/Officer-in-Charge, Legal and Institutional Development Division, CARICOM Secretariat.
- 1992 Senior Partner in Pollard, Lee Clarke and Campbell.
- 1984 - present United Nations Commonwealth Secretariat, Caribbean Law Institute and Caribbean Community Secretariat, Consultant on several international law projects.
- 1978 Chairman, Management Committee, International Bauxite Association.
- 1974 - 1980 General Counsel, International Bauxite Association.
- 1972 - 1974 Permanent Secretary (ag.), Ministry of Foreign Affairs, Guyana.
- 1972 - 1974 Legal Adviser, Ministry of Foreign Affairs, Guyana.
- 1970 - 1974 Minister/Counsellor, Permanent Mission of Guyana to the United Nations.
- 1961 - 1965 Lecturer, Queen's Royal College, University of the West Indies (Trinidad).

Representational posts

- 1971 Chairman (ag.) and Vice-Chairman of the Sixth Committee, 26th session of the United Nations General Assembly.
- 1970 Acting President and Chairman of the Committee on Travel Documents of the United Nations for Namibia.
- Rapporteur, Committee on Host Country Relations, 27th session of the United Nations General Assembly.

Consultancy engagements

(a) Advisory

1986 Evaluation of the United Nations Centre on Transnational Corporations (UNCTC) Technical Assistance Programme, UNCTC, New York.

Advising Government of Bangladesh on Foreign Investment Agreements, UNCTC, New York.

1987 Coordinating the Establishment of the CARICOM / UNFDAC Programme on Drug Abuse Abatement and Control, UNFDAC / CARICOM Secretariat, 1987.

1989 Evaluating Caribbean Justice Improvement Project, USAID.

January 1993 Coordinating Project on Commercial Law Survey in CARICOM Countries, Caribbean Law Institute.

July 1993 Advising the Government of Grenada on Maritime Boundary Delimitation with Trinidad and Tobago, Commonwealth Secretariat, London.

Advising Caribbean Community on International Legal Issues.

(b) Studies

1977 Study of Institutional and Legal Aspects of Producer's Associations: Action Plan for Economic Cooperation/United Nations.

1981 Preparation of papers for UNCTC Workshop on Regulating and Negotiating with Transnational Corporations, UNCTC Ghana.

1983 Preparation of papers on Permanent Sovereignty over Natural Resources, United Nations Institute for Training and Research (UNITAR), Buenos Aires, Argentina.

1985 Study on Decision-Making in CARICOM, CARICOM Secretariat.

1986 Study on Dangerous Drugs Legislation in CARICOM Countries, CARICOM Secretariat.

- 1990 Analysis of Legislative and Financial Framework of Mining Industries in CARICOM, Commonwealth Secretariat, London.
- Analysis of Environmental Legislation in Commonwealth Caribbean Countries, Caribbean Law Institute.
- March 1991 Analysis of Forestry and Related Environmental Legislation in Montserrat, FAO/TFAP CARICOM Project.
- November 1991 Analysis of Forestry and Related Environmental Legislation in Antigua/Barbuda, FAO/TFAP CARICOM Project.
- August - September 1992 Analysis of Forestry and Related Environmental Legislation in Grenada, FAO/TFAP CARICOM Project.
- November 1992 Analysis of Forestry and Related Environmental Legislation in St. Vincent and the Grenadines, FAO/TFAP CARICOM Project.
- November 1992 Analysis of Rights of Establishment and Provision of Services in CARICOM, Caribbean Community Secretariat.
- 1989 Study on Commonwealth Caribbean Exclusive Economic Zone, Food and Agriculture Organization (FAO), Rome.
- (c) Treaty drafting
- 1979 Elaboration of Constitution for ACP Banana Producer's Association, ACP Secretariat/UNCTAD.
- 1988/1989 Drafted Convention on CARICOM Exclusive Economic Zones, CARICOM Secretariat; FAO, Rome.
- 1973 Collaborated in drafting of Treaty of Chaguaramas.
- 1994 - 2000 Drafted Revised Treaty of Chaguaramas, Protocols I – IX, CARICOM Secretariat.
- 1994 Drafted Constituent Instrument of the Association of Caribbean States, CARICOM Secretariat.
- Drafted Declaration of Labour and Industrial Relations Principles, CARICOM Secretariat.
- Drafted CARICOM Agreement on Social Security.

- 1995 Drafted Constitution of Caribbean Disaster Emergency Response Agency.
- Drafted Agreement Relating to the Seat of the Caribbean Court of Justice and the Offices of the Regional Judicial and Legal Services Commission.
- Drafted Regulations of the Regional Judicial and Legal Services Commission.
- Drafted Constituent Instrument of Caribbean Investment Fund.
- Drafted Protocol on Privileges and Immunities of the Caribbean Court of Justice and the Regional Judicial and Legal Services Commission.
- 1996 Drafted CARICOM Agreement on Regional Justice Protection.
- Drafted Rules of the Caribbean Court of Justice (Original Jurisdiction).
- 1997 Drafted Staff Regulations of Caribbean Telecommunication Union.
- 1998 Drafted Constitution of Caribbean Regional Organization for Standards and Quality.
- 2000 Drafted Agreement Establishing the Caribbean Climate Change Centre.
- Drafted Agreement Establishing CARICOM Regional Organization for Standards and Quality.
- Drafted Revised Agreement Establishing the Caribbean Community including the CARICOM Single Market and Economy.
- Drafted Agreement Establishing the Caribbean Court of Justice Trust Fund.
- 2001 Drafted Agreement Establishing CARICOM Fisheries Mechanism.
- (d) Legislative drafting
- 1996 Collaborated in drafting Rules of the Caribbean Court of Justice (Appellate Jurisdiction).
- Collaborated in drafting Rules of the Caribbean Court of Justice (Original Jurisdiction).

- 1997 Collaborated in drafting CARICOM Model Regional Justice Protection Bill.
- 2001 Collaborated in drafting Fair Competition/Consumer Protection Bill.
- 2002 Collaborated in drafting CARICOM Law on Subsidies and Anti-Dumping.
- Collaborated in drafting Caribbean Community (Movement of Factors) Bill.
- 2003 Caribbean Community (Revised Treaty) Bill.
- Vesting Deed of the Caribbean Court of Justice (CCJ) Trust Fund.

Publications

Monographs

- *“The Caribbean Court of Justice: Closing the Circle of Independence”*, Caribbean Law Publishing Co. Ltd., Kingston, 2004
- *“The CARICOM System: Basic Instruments”*, Caribbean Law Publishing Co. Ltd, Kingston, 2003.
- *“The Caribbean Court of Justice: What it is; What it Does”*, CARICOM Secretariat, 1999.
- *“The Environmental Laws of the Commonwealth Caribbean”*, Caribbean Law Institute, 1991-1992.
- *“The Legislative and Financial Framework of Mining Industries in Commonwealth Caribbean Countries”*, Commonwealth Secretariat, London, 1991.
- *“The Problem of Drug Abuse in Commonwealth Caribbean Countries”*, CARICOM Secretariat, 1987.
- *“Law and Policy of Producers' Associations”*, Oxford University Press, 1984.
- *“Proceedings of the International Conference on Bauxite”*, *Metal Bulletin*, 1981.
- *“Institutional and Legal Aspects of Producers' Associations”*, United Nations, 1977.
- *“The Annotated Treaty Establishing the Caribbean Community”* (in preparation).

Articles

- *“Legal and Institutional Aspects of the International Bauxite Association”*, *IBA Quarterly Review*, Vol. 1, No. 1, 1976.

- “The Guyana/Suriname Dispute in International Law”, *Caribbean Yearbook of International Relations*, A. W. Sijthoff, 1976.
- “Transnational Corporate Power and National Governments”, *IBA Quarterly Review*, Vol. 2, No. 1, 1977.
- “The International Seabed Authority”, *Caribbean Yearbook of International Relations*, A. W. Sijthoff, 1977.
- “Dynamics of Determinations in Producers' Associations”, *Texas International Law Journal*, Summer, 1980.
- “Transfer of Technology in the Bauxite Industry: Proceedings of the International Conference on Bauxite”, *Metal Bulletin*, 1981.
- “Exchange of Information between Host Countries and Transnational Corporations: Proceedings of the International Conference on Bauxite”, *Metal Bulletin*, 1981.
- “*Mining Ventures in Developing Countries*”, Book Review, Natural Resources Forum (United Nations), Vol. 70, No. 1, 1983.
- “Conflict Resolution in Producers' Associations”, *International and Comparative Law Quarterly Review*, London, 1982.
- “*Long-term Bauxite Sales Contracts*”, Natural Resources Forum (United Nations), Vol. 9, No. 1, 1985.
- “The Common Fund: Illusion and Reality”, *IBA Quarterly Review*, Vol. 8, No. 2, 1982.
- “The Exclusive Economic Zone: The Elusive Consensus”, *San Diego Law Review*, Vol. 12, No. 3, April 1975.
- “*Institutional and Legal Aspects of the Caribbean Community*”, Caribbean Studies (University of Puerto Rico), Vol. 14, No. 1, April 1974.
- “*The Patrimonial Sea or Economic Zone of Exclusive Jurisdiction*”, Caribbean Study Project, International Ocean Institute, Royal University of Malta, 1973.
- “*Ocean Debate in the United Nations: Fate of the Oceans*”, Villanova University Press, 1972.
- “An Ocean Regime: Perspective of a Developing Country”, in *Proceedings: Pacem in Maribus Convocation*, Royal University of Malta, 1972.
- “*Namibia: Challenge and Response*”, Objective Justice (United Nations), April-June 1971.
- “*Racial Discrimination: The Guyana Response*”, United Nations Document SO 216/3 (21) WP2.
- “Protection of National Governments from Transnational Corporations”, in *Proceedings of the Commonwealth Law Society*, Kingston, 1986.
- “*Problems of Drug Abuse in Commonwealth Caribbean Countries: Caribbean Perspective*”, Nos. 37/8.

- “*The CARICOM Enterprise Regime*”, Commercial Law Survey, Caribbean Law Institute (in publication).
- “CSME - Legal Implications”, *CARICOM Perspective*, No. 65, June 1995.
- “Chaguaramas Revisited: Institutional Developments Since 1973”, *CARICOM Perspective*, June 1996.
- “International Law and the Protection of Small States”, in *The Caribbean Integration Process*, K. Hall (ed.), Ian Randle Publishers Ltd., 2007.
- “The Caribbean Community: Restructuring for the New Millennium”, *CARICOM Perspective*, June 1998.
- “*Some Implications of Investing the Caribbean Court of Justice with Original Jurisdiction*”, Caribbean Community Secretariat, 2000.
- “The Caribbean Court of Justice: Challenge and Response”, in *Caricom Single Market & Economy*, K. Hall (ed.), Ian Randle Publishers Ltd., 2007.
- “*The Caribbean Court of Justice in Regional Economic Development: Governance in the Age of Globalisation*”, Ian Randle Publishers, Kingston, 2003.
- “*The Caribbean Court of Justice: Perception and Reality*”, CARICOM Secretariat, 2002.
- “*The Original Jurisdiction of the Caribbean Court of Justice*”, Paper presented at Thirtieth Course on International Law sponsored by the Inter-American Juridical Committee of the Organization of American States, Rio de Janeiro, 19 August 2002.
- “The Caribbean Court of Justice in Regional Economic Development”, in *Caricom Single Market & Economy*, K. Hall (ed.), Ian Randle Publishers Ltd., 2007.
- “*Implications of Sovereignty of Member States whose Regional Court assumes Supranational Jurisdiction*”, Paper presented to Commonwealth Law Ministers’ Expert Group on Delinking from the Judicial Committee of the Privy Council, June 2003.
- “*Supranationality and Regional Integration Courts*”, paper presented at the Thirtieth Course on International Law sponsored by the Inter-American Juridical Committee of the of the Organization of the American States, Rio de Janeiro, 18 August 2003.
- “The Revised Treaty of Chaguaramas”, in *Caricom Single Market & Economy – Genesis and Prognosis*, K. Hall and M. Chuck-a-Sang (eds.), Ian Randle Publishers, Kingston 2007.
- “The Caribbean Court of Justice: Innovation in Functional Cooperation”, in *Caribbean Community in Transition: Functional Cooperation as a Catalyst for Change*, K. Hall & M. Chuck-a-Sang, Ian Randle Publishers, Kingston, 2008.
- “*New Directions in International Adjudication, Arbitration & Mediation in ACP-EU Relations*”, Association for International Arbitration, Maku Publishers 2008, p. 83.
- “The CCJ, CSME & The Private Sector”, in *Caricom Single Market & Economy*, K. Hall (ed.), Ian Randle Publishers Ltd. 2007.
- “Amending the Treaty of Chaguaramas”, in *The Caribbean Community - Beyond Survival*, K. Hall, Ian Randle Publishers, Kingston, 2001.

- “Revisiting Chaguaramas: Institutional Development”, in *The Caribbean Community - Beyond Survival*, K. Hall, Ian Randle Publishers, Kingston, 2001.
- “Caricom in the New Millennium”, in *The Caribbean Community - Beyond Survival*, K. Hall, Ian Randle Publishers, Kingston, 2001.
- “Unincorporated Treaties and Small States”, *Commonwealth Law Bulletin*, Vol. 33, No. 4, December 2007.
- “*Interrelationship between Community and National Competition Rules*”, presented at the Supreme Court of Jamaica to Honourable Judges on 24 October 2007 (to be published).
- “Juridical and Constitutional Implications of Caricom Treaty Practice”, *Commonwealth Law Bulletin*, Vol. 35, No. 1, March 2009.
- “*Interstate Disputes Resolution in the CCJ*”, presented at the Brandeis Institute for International Judges Conference 2009, Port of Spain, Trinidad and Tobago, 5-8 January 2009.
- “*The Caribbean Court of Justice: A Learning Experience for the International Criminal Court?*”, presented at the Paramaribo Regional Parliamentary Seminar, International Justice and Security: The Role of the International Criminal Court, 7 June 2008, Paramaribo, Suriname (to be published).
