



ABA Section of  
International Law  
*Your Gateway to International Practice*



# COMMITTEE GUIDE

FOR THE ABA SECTION OF **INTERNATIONAL LAW**  
2009–2010

**WE HAVE MORE THAN 60 COMMITTEES IN 12 DIVISIONS**

AFRICA/EURASIA • AMERICAS/MIDDLE EAST • BUSINESS LAW I • BUSINESS LAW II  
BUSINESS REGULATION • CONSTITUENT • DISPUTES  
FINANCE • LEGAL PRACTICE • PUBLIC INTERNATIONAL LAW (TREATY) I  
PUBLIC INTERNATIONAL LAW (TREATY) II • TAX, ESTATE AND INDIVIDUALS

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## SECTION OF INTERNATIONAL LAW COMMITTEE OVERVIEW

The Section of International Law operates 60+ regional and special interest committees focusing on a broad variety of international law topics. The Section's committees are the most important components of your gateway to international practice. Committees are active via teleconferences, brown bag lunches, CLE programming, listserv groups, newsletters, and websites, all of which allow you to build valuable networks in a variety of practice areas.

### COMMITMENT TO DIVERSITY

Diversity and inclusion lie at the heart of the Section of International Law's mission. We can all contribute to removing barriers that divide. The Section's members and activities reflect our diverse global community. The Section is a place where you will feel welcome regardless of color, ethnicity, gender, age, national origin, sexual orientation, or physical challenge. Furthermore, it is important to note that you do not need to be a U.S. qualified attorney to join our Section as we have a wide geographical scope around the world. In addition to our amazing substantive committees, you can join constituency focused committees, including: the Seasoned Lawyers Interest Network (SIN), the Sexual Orientation and Gender Identity Issues Network (GIN), the Women's Interest Network (WIN), and the Young Lawyers Interest Network (YIN). Can you think of a reason not to join this conversation?

Committee membership is **FREE**, so join today!

(Section Members may join as many committees as they wish.)

### JOIN a Committee VIA THE WEB!\*

1. Go to [www.abanet.org/intlaw](http://www.abanet.org/intlaw)
2. Click on **Committees** in the left column
3. Select a **Division** and then a specific Committee name
4. Then click on **Join Our Committee** on the Committee web page
5. Enter ABA membership ID number and Password then click on **Log In**
6. Click on **Confirm**



\* You must be a member of the ABA and the Section of International Law to join a committee. If you are not an ABA member or a Section member, please contact the ABA Service Center at 1-800-285-2221 or 1-312-988-5522 or go to [www.abanet.org/intlaw](http://www.abanet.org/intlaw) then click on join.

**MISSION:** The **ABA Section of International Law** is the preeminent U.S.-based international legal organization. We advance the professional excellence of our worldwide membership; bridge the U.S. and non-U.S. legal communities; help members serve the international needs of their clients; promote diverse international substantive expertise; and strengthen the rule of law.

### GOALS:

We serve our members - U.S. and non- U.S. - and the international legal community by:

1. Providing programs, publications, and projects that enhance professional skills, expertise, and ethics;
2. Facilitating relationships among lawyers throughout the world that benefit members, their clients, law firms, and organizations;
3. Maintaining a globally-minded, welcoming, open, and diverse environment where achievement is nurtured and rewarded;
4. Identifying and influencing public policy issues important to international law, global business, and international institutions; and
5. Promoting the global acceptance and the just implementation of the rule of law.

Mohammad Syed (center), Co-Chair of the Asia/Pacific Committee and attendees at the Palais De Justice reception in Brussels, Belgium.



**COMMITTEE DESCRIPTIONS BY DIVISION:**

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**AFRICA/EURASIA REGIONAL DIVISION**

**QUESTIONS?**

Contact Committees  
Coordinator  
Tally White at  
**(202) 662-1672**  
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**AFRICA COMMITTEE**

The geographic scope of this committee encompasses all countries in Sub-Saharan Africa. The committee has the task of looking at both legal reform in Sub-Saharan Africa relating to the strengthening of the democratic process and the special opportunities for investment that have recently emerged in various countries, including South Africa. In addition, regional integration and harmonization of laws have been of particular interest and importance for this committee.

**ASIA/PACIFIC COMMITTEE**

The Asia/Pacific Committee encompasses the countries of Japan, North Korea, South Korea, New Zealand, Afghanistan, Australia, Bhutan, Pakistan, Nepal, Bangladesh, Sri Lanka, Thailand, Malaysia, Singapore, Indonesia, Myanmar, Vietnam, Laos, Cambodia, the Philippines, and Brunei and the other East Asian nations. The committee presents programs and deals with legal issues in this part of the world. The Committee has been active in considering trade, market and legal reforms throughout the region.

**CHINA COMMITTEE**

This committee supports ABA members with interests in China-related legal matters. Committee work, both in the United States and in Greater China (the Chinese mainland, Hong Kong, Taiwan, and Macau), includes review, analysis, comment, and information-sharing on matters of law, legal practice, and related policy. Within Greater China, the China committee works to facilitate links and understanding between U.S. and local legal practitioners and law students and to further the development of the rule of law, including implementation by China of its World Trade Organization (WTO) commitments.

**EUROPE COMMITTEE**

The geographic scope of the Europe Committee includes all countries that are members of the European Union (EU) or current candidates for membership, the members of the European Free Trade Area, Albania, and the states that made up the former Yugoslavia. The Committee deals with the national legislation of the countries covered by the committee and European Union Law. The committee undertakes projects relating to EU expansion, legislation and European Union initiatives, such as the European Monetary Union and trade issues between the EU and the United States.

### INDIA COMMITTEE

The India Committee is a forum for ABA International members who have an interest in Indian legal, regulatory and policy matters, both in the private and public international law spheres. The Committee facilitates information sharing, analysis, and review on these matters, with a focus on the evolving Indo-US relationship. Key objectives include facilitation of trade and investment in the private domain, while concurrently supporting democratic institutions in the public domain. The Committee believes in creating links and understanding between the legal fraternity and law students in both India and the US, as well as other countries, in an effort to support the global Rule of Law.

### RUSSIA/EURASIA COMMITTEE

This Committee concentrates on the Eurasian region encompassing Russia, Ukraine, Moldova, Belarus, Kazakhstan, Uzbekistan, Armenia, Kyrgyzstan, Turkmenistan, Azerbaijan, Georgia, and Tajikistan (all former Soviet Union countries except for Lithuania, Latvia and Estonia).

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## AMERICAS/ MIDDLE EAST REGIONAL DIVISION

### CANADA COMMITTEE

The Canada Committee focuses on programs and policy dealing with international and cross-border aspects of issues affecting Canada and its trading partners across a broad range of areas, including national security, cross-border litigation, privacy, government procurement, product safety regulation, antitrust, trade remedies, insolvency, customs, immigration, economic sanctions and export controls, financing, M&A, public law, and bilateral and multilateral trade and investment agreements, including NAFTA and the agreements of the World Trade Organization.

### LATIN AMERICA/CARIBBEAN COMMITTEE

The geographic scope of the Latin America & Caribbean Committee encompasses all countries of the Americas and their current legal issues. The Committee also studies the regional economic integration of the Americas, bilateral and regional trade arrangements, and publishes a superb monthly electronic newsletter that is automatically sent to its members. (For Mexican law issues, see the Mexico Committee below.)

### MEXICO COMMITTEE

The Mexico Committee works to advance the understanding of U.S.-Mexico legal issues and various aspects of Mexican law. The Committee has presented programs consistent with its purpose during the ABA Section of International Law meetings. This year the Committee intends to present other initiatives to strengthen the relationships among its members on both sides of the border, and with Mexican legal institutions and organizations. Also, the Committee plans to re-issue its newsletter to continue to keep its membership informed of important developments in Mexican law.

### MIDDLE EAST COMMITTEE

Members of this committee have a professional or personal interest in law and events concerning the Middle East. The geographic scope of this committee encompasses North Africa, the Arabian Gulf (including Yemen), Afghanistan, Iran, Iraq, Israel, Jordan, Lebanon, Pakistan, Palestine, Sudan, Syria, and Turkey. The committee maintains an active listserv and has organized panels for most recent Section events. It has also helped organize and support various Rule of Law/judicial reform initiatives, including programs/proposals/plans for Afghanistan, Iraq, Morocco, and Tunisia.

### ISLAMIC FINANCE COMMITTEE

The Islamic Finance Committee (IFCO) is a vehicle for the examination and discussion of Islamic finance among members of the ABA, the larger legal community, and business, academic and other interested communities. Islamic finance is the conduct of financial and commercial activities in accordance with Islamic sharī'ah (an Arabic term that includes Islamic law), and is one of the most rapidly growing areas of finance. The IFCO's geographic scope is global, co-terminous with the range of the Islamic finance industry. The IFCO focuses on legal and business matters and trends, including developments in sharī'ah scholarship and jurisprudence, innovations in sharī'ah-compliant products, cross-border investment trends, the development of Islamic capital markets, regulation of the Islamic finance industry, and the international legal community's responses to the escalating relevance of Islamic finance.



Seasoned SIL Member Demetrios Eleftheriou and Attendees at the Spring Meeting in Washington, D.C. April 2009.

## BUSINESS LAW DIVISION I

### CROSS-BORDER REAL ESTATE PRACTICE COMMITTEE

This committee focuses on the cross-border deals involving real estate issues, either at their core or as an incidental (but also potentially perilous) aspect of a broader transaction. The Committee serves as a clearinghouse for practitioners overseeing real estate transactions out of their own jurisdiction or handling such transactions on behalf of foreign investors. The Committee will seek to push the law forward in areas relating to the regulation of inbound real estate investment; financing, mortgages, and security issues; harmonization of title registration and transfer requirements; title insurance issues; and other matters of substantive real estate law. The Committee will also update its members regarding commercial real estate trends and developments in individual jurisdictions.

### INTERNATIONAL COMMERCIAL TRANSACTIONS, FRANCHISING AND DISTRIBUTION COMMITTEE

This committee focuses on the full range of international business transactions, including fundamentals; international sales of goods and convention issues; international sale and leaseback transactions; international distributor and agency agreements; franchising; technology transfer, financing and payment problems in international acquisitions; legal opinions in different jurisdictions including standards of liability, insurance, applicable law, and jurisdiction; and developments in foreign corporate and financial law.

### INTERNATIONAL ENERGY AND NATURAL RESOURCES COMMITTEE

The International Energy and Natural Resources Committee focuses on privatization efforts with respect to oil, gas, electricity, and other natural resources; international hydroelectric development; the development/status/future of Russia's production sharing law; effects of China's territorial claim to the South China Sea; the opening of Vietnam to western exploration and development activities; World Bank and other multilateral

energy infrastructure efforts; Foreign Corrupt Practices Act challenges for U.S. energy companies operating abroad; and implications of international environmental initiatives on energy development.

### INTERNATIONAL M&A AND JOINT VENTURE COMMITTEE

This committee focuses on legal and practical issues relating to international and comparative merger and acquisition and joint ventures, including efforts to develop greater international harmonization of laws, regional and national approaches to issues relating to mergers and acquisitions and joint ventures; and developments in countries or regions that are implementing or changing their mergers and acquisitions and joint venture laws.

## INTERNATIONAL TRANSPORTATION COMMITTEE

In pursuing its program, the International Transportation Committee (ITC) addresses a wide range of issues that relate to the international transportation of goods, whether by air, vessel, road, rail, or intermodal service. The ITC's work focuses on both private international law and public international law in-as-much as both form an integral part of the international and national system of laws, regulations, and agreements which govern international transportation.

## BUSINESS LAW DIVISION II

### AEROSPACE AND DEFENSE INDUSTRIES COMMITTEE

The Aerospace and Defense Industries Committee was formed in response to the changing nature of the US and foreign industrial bases and recognition that the aerospace and defense industries will play a key role in shaping the international landscape through the coming century.

### INFORMATION SERVICES, TECHNOLOGY AND DATA PROTECTION COMMITTEE

This committee identifies critical substantive international legal issues applicable to information services, technology and data protection and facilitates the Section's consideration of these issues. It advises Section leadership on structural and other Section changes that may be needed to ensure coverage of these issues, facilitates coordination of committee programs and other activities on issues concerning information services, technology, data protection, e-commerce and privacy. The committee serves as the Section focal point for contacts with other ABA sections and other U.S. and international organizations actively involved in issues involving information services, technology, and data protection and privacy issues. The committee includes representatives from several committees representing each of the substantive divisions of the Section and coordinates closely with the Section Technology Committee.

### INTERNATIONAL INTELLECTUAL PROPERTY RIGHTS COMMITTEE

The International Intellectual Property Rights Committee addresses intellectual property issues arising from the harmonization of national laws under international treaties, and conventions; the enforcement (or lack thereof) of intellectual rights under national laws and international instruments, as well as related cross-border issues, the negotiation and implementation of international agreements affecting intellectual property rights; the rights of Americans to obtain intellectual property protection in other countries and the rights of foreign authors, inventors and creators to obtain intellectual property protection in the United States; securing intellectual property protection on a multinational basis through coordination and cooperation with anti-piracy and anti-counterfeiting groups, and cooperation with other nations in drafting and revising their IP legislation; and the laws of the United States and other countries regarding the importation and exportation of intellectual property products.



Program Session at 2008 Fall Meeting in Brussels, Belgium.

## INTERNATIONAL PROCUREMENT COMMITTEE

The International Procurement committee provides information and tracks developments in a number of areas: U.S. procurement system for non-U.S. lawyers and practitioners; foreign procurement markets; multilateral development bank and international development procurement systems; foreign military sales and related programs; and international procurement reform and capacity development.

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# BUSINESS REGULATION DIVISION

## CUSTOMS LAW COMMITTEE

This committee is concerned with the full range of laws and regulations administered by U.S. Customs and Border Protection (CBP) in connection with the importation and exportation of merchandise. These laws and regulations relate to such things as:

- importer security filing (ISF) and entry eligibility requirements;
- classification, valuation, and country of origin marking of merchandise;
- Free Trade Agreements;
- duty preference programs (e.g., AGOA, ATPA, CBERA, and GSP);
- duty drawback;
- foreign trade zones;
- bonded warehouses;
- temporary imports;
- quotas;
- intellectual property rights (IPR) protection; and
- recordkeeping requirements.

It also includes the Customs aspects of the rules and regulations of some 40 federal agencies that are enforced by CBP. Other areas of focus for the Committee include voluntary programs that have been established by CBP, including C-TPAT, CSI, and the Importer Self-Assessment program, as well as CBP's compliance and enforcement initiatives and civil and criminal penalty developments. In addition, the Committee is involved with international harmonization efforts, and the comparative operations of Customs agencies in countries other than the United States.

## EXPORT CONTROLS AND ECONOMIC SANCTIONS COMMITTEE

This committee follows U.S. embargoes and sanctions programs administered by the Treasury Department's Office of Foreign Assets Control (OFAC), U.S. export controls on military items administered by the State Department's Directorate of Defense Trade Controls, and U.S. export controls on dual-use items administered by the Commerce Department's Bureau of Industry and Security. Particular recent areas of focus include the extraterritorial effect of U.S. export controls and sanctions, revisions to the Export Administration Regulations and

the International Traffic in Arms Regulations; OFAC enforcement guidelines; and the intersection between U.S. technology controls and foreign country laws. The committee actively promotes programs on sanctions and export control topics and has initiated a newsletter.

## INTERNATIONAL ANTITRUST LAW COMMITTEE

The International Antitrust Law Committee is comprised of antitrust law practitioners and enforcers from the United States and around the globe.

The Committee's focus is on domestic cases and policy developments of interest to the international antitrust community as well as policy developments and key cases from around the world. Committee members are invited to highlight key developments in their jurisdiction on the Committee website, contribute to the Committee's Essentials of Merger Review project and/or Year in Review publication and participate in the drafting of comments that are regularly submitted to antitrust agencies around the world on proposed amendments to new and existing antitrust laws, enforcement policy and guidelines.

A number of brown-bag programs and teleconferences are held annually to inform the membership of developments in areas such as pre-merger notification, substantive merger review standards, private enforcement, leniency programs and dawn raids and search procedures.

## INTERNATIONAL ENVIRONMENTAL LAW COMMITTEE

This committee focuses on the growing body of public international environmental law, e.g., global, multilateral, regional and bilateral agreements on the environment. The Committee addresses the environmental aspects of regional and multilateral trade accords and tracks the activities of international organizations that address environmental matters. It also addresses the international aspects of U.S. environmental and, to a lesser degree, the domestic environmental legal regimes in countries other than the United States.

## INTERNATIONAL TRADE COMMITTEE

The International Trade Committee follows international trade proceedings and trade policy, primarily with regard to the regulation of imports, both in the United States and abroad. Members of our committee are active in trade remedy proceedings, including antidumping duty, countervailing duty, and safeguards relief. Many members have also become active in the growing Section 337 practice that addresses imported product intellectual property violations. Some members are interested in market access issues, seeking to break down import barriers in other countries. We also cover trade agreement negotiations, implementation, and dispute settlement, in the context of bilateral, regional, and multilateral trade agreements. As such, we monitor trade promotion authority for congressional approval of international trade agreements; trade/environment and trade/labor issues; reorganization of U.S. government international trade functions; trade disputes with China; trade with Asia, including APEC, Asia-Pacific Trade Commission and Vietnam; the relationship between trade and competition laws; harmonization of rules of origin; application of trade laws to countries in transition (Eastern Europe, China and CIS countries); dispute settlement under NAFTA and the WTO; WTO institutional arrangements; post-Uruguay Round negotia-

## QUESTIONS?

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tions concerning financial services, telecommunications and other sectors; other countries' trade laws; and trade-related standards on corruption and bribery.

## CONSTITUENT DIVISION

### LAW STUDENT, LL.M., AND NEW LAWYER OUTREACH COMMITTEE

This committee promotes the membership of law students and new lawyers into the Section and their involvement in Section activities, connects them with ABA and Section resources for career development and learning about international law, and provides information to them about international practice. The Committee sponsors "Pathways to Employment in International Law" events throughout the year at law schools and Section meetings that advise law students and new lawyers about all of the possibilities for employment in international law and the diversity of the profession. These panel discussions feature top international practitioners who provide guidance on gaining experience and improving legal and networking skills. In addition to career panels and networking events, the Outreach Committee also sponsors substantive programming at Section meetings and throughout the year, including the popular "Nuts and Bolts" Series. Each Nuts and Bolts program provides law students, new lawyers, and not-so-new lawyers with "101 level" information on a core subject in international law, from arbitration to Islamic finance.

Nuts and Bolts programs have been presented as CLE In-Person/Teleconferences and at seasonal meetings, and at the 2009 Fall Meeting, will be part of the first "Associates' Boot Camp," a program that combines CLE and networking in half-day and full-day formats.

### NGO AND NOT-FOR-PROFIT ORGANIZATIONS COMMITTEE

This committee examines the legal issues affecting nongovernmental organizations (NGO) and not-for-profit organizations (NPOs) worldwide. The Committee functions as a forum for international lawyers to learn of, and comment upon, issues and trends affecting NGOs and NPOs through its listservs and electronic newsletters and through programs at the Section's seasonal meetings and other meetings of the committee, as well as through articles in *The International Lawyer* and *The International Law News*. The Committee examines the status of existing, new, and proposed legislation and recent decisions and developments dealing with NGOs and NPOs, and it periodically reviews and comments upon existing or proposed ABA policy dealing with issues of importance to NGOs, NPOs, and the rule of law.

Section Member Edward Luke in dialogue at the 2009 Spring Meeting in Washington, D.C.



### SEASONED LAWYERS INTEREST NETWORK (SIN)

SIN is a network of Section members who are over the age of 50 and looking forward to potential transition in their professional roles, whether job-changes, down-sizing workloads, or retirement from a primary job or preparation for it.

### SEXUAL ORIENTATION AND GENDER IDENTITY ISSUES NETWORK (GIN)

In recognition of its commitment to diversity, the ABA Section of International Law has created a Sexual Orientation and Gender Identity Issues Network (GIN), an interest network for persons interested in legal issues affecting lesbian, gay, bisexual, and transgender (LGBT) communities. Membership in GIN is open to all persons; it is not necessary to be a member of the LGBT community to be a member of GIN or to attend future events sponsored by the group. The mission of GIN includes proposing and organizing substantive panels for possible presentation at section meetings; organizing social and networking events during section meetings and at other times during the year; providing resources for LGBT law students and lawyers; working with other national and international groups; and proposing policies, programs, and publications relating to legal issues affecting the LGBT community.

### WOMEN'S INTEREST NETWORK (WIN)

The Women's Interest Network (WIN), as part of the Section of International Law (SIL), promotes women attorneys by facilitating networking among women who share common interests in the practice of law—and particularly in international law. WIN encourages women to participate as leaders in SIL and in their individual practices, and provides speaking opportunities for women through WIN and other SIL programs. Through the WIN speakers bureau, regional coordinators, and a variety of other networking programs, WIN promotes interaction among its membership, develops thought-provoking and relevant programs, and works with other SIL committees to encourage WIN participation in substantive activities of those committees. WIN regularly proposes and coordinates timely programs for Section Meetings that concern international topics of interest to women in the law.

### YOUNG LAWYERS INTEREST NETWORK (YIN)

YIN provides networking opportunities for young lawyers (those who are relatively new to the profession and under the age of 40) interested in international law, including meetings and social events at Section or other ABA meetings. YIN also provides a means for networking apart from Section meetings, such as through occasional local gatherings of YIN members and one-on-one mentoring.



January 2009 ILEX Delegation to Mumbai, India

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## DISPUTES DIVISION

### INTERNATIONAL ARBITRATION COMMITTEE

This committee is concerned with practical aspects of conducting international arbitrations under ICC, LCIA, AAA, and other institutional rules; ad hoc arbitrations under UNCITRAL rules; arbitration rules of the World Intellectual Property Organization Arbitration Center established in Geneva; efforts in the United States to require greater disclosure by potential arbitrators; and development of model international arbitration clauses.

### INTERNATIONAL COURTS COMMITTEE

The Committee provides cutting-edge information and commentary on the work of a wide range of international courts and tribunals, from the International Court of Justice to investor-State arbitration tribunals. The Committee's focus is on both the substantive and procedural aspects of international decision-making. On substance, the Committee works to inform the legal community and the general public about the significance of international judgments and awards. On procedure, the Committee monitors and reports on key changes in the development of international rules of procedure.

### INTERNATIONAL CRIMINAL LAW COMMITTEE

This committee is concerned with the substantive law and procedures that are intended to proscribe or regulate the conduct of individuals or corporate entities as they engage in behavior that crosses international boundaries or involves the nationals of two or more nations during either war or peace. Specific offenses include traditional offenses against the law of nations such as piracy and war crimes, as well as more modern crimes that include terrorism, drug trafficking, smuggling of nuclear material, smuggling of aliens, attacks against peacekeepers, commercial fraud, and money laundering. Related issues include international organizations and courts created to combat international crime, theories of deterrence, act of state doctrine, statute of limitations, collection of evidence, extradition, punishments, general principles of liability, and forfeiture of assets.

### INTERNATIONAL JUDICIAL AFFAIRS COMMITTEE

This committee actively seeks to engage its members in activities that are designed to promote and strengthen the rule of law world-wide. The committee's members are judges and lawyers practicing in jurisdictions around the world. The Committee's first and foremost task is simply to facilitate the exchange of information about issues and concerns affecting the judiciary in the members' respective countries. In addition, the committee works to develop opportunities for judges to work with fellow judges in other jurisdictions in mutually beneficial ways, including the development of administrative and substantive training programs for judges and for court staff, and, where appropriate, assistance in addressing court reform issues at a member's request. Within the United States, the Committee will also be available to meet with visiting judges from other countries, provide hospitality and education about the functioning of the American legal system, and to confer about the common issues facing courts.

### INTERNATIONAL LITIGATION COMMITTEE

The International Litigation Committee is concerned with extraterritorial jurisdiction of U.S. courts as a weapon of U.S. trade policy and in securities and other commercial disputes; anti-suit injunctions, stays and forum non-conveniens motions; comity and treaty developments as to both foreign money and non-monetary judgments; litigation in aid of international arbitrations and other international dispute resolution proceedings; disputes arising from global derivative and risk allocation markets; litigation of U.S. statutory claims (antitrust) in foreign/international tribunals; Foreign Sovereign Immunities Act amendments; and international judicial assistance (e.g., Hague Evidence and Service Conventions).

### INTERNATIONAL MEDIATION COMMITTEE

The International Mediation Committee focuses on the use of mediation and conciliation in resolving international business and investment disputes. The committee does its work at Section programs, ABA meetings, and stand-alone programs/CLE teleconferences, written reports to the Section and to the ABA and on occasion, policy recommendations.

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## FINANCE DIVISION

### INTERNATIONAL FINANCIAL PRODUCTS AND SERVICES COMMITTEE

The International Financial Products and Services Committee focuses on international legal, regulatory and supervisory issues related to cross-border sales and trading of financial products, the provision of financial services and international financial institutions, including firms that provide banking, capital markets, investment and insurance products and services. The committee provides a forum for exchanging views on various important issues, including: international and comparative regulation of products and services; compliance with anti-money laundering and terrorist financing laws; resolution of financial disputes; new developments in regulatory and capital schemes; and practical issues in advising international financial institutions.



Gretchen Bellamy (right), Co-Chair of the Section's Africa Committee with Attendees at the 2009 Spring Meeting in Washington, D.C.

## **INTERNATIONAL INVESTMENT AND DEVELOPMENT COMMITTEE**

The International Investment and Development Committee considers issues facing the practitioner involved in major investments internationally, including infrastructure projects and project finance. Issues include economic reform and development facing emerging economies, barriers to international investment, developments in foreign assistance programs, the role of US and multilateral assistance in promoting economic development and investment, developments in debt and equity markets to facilitate investment finance; privatization initiatives in developing economies, and the development of international norms and standards relating to civil society as they relate to investment and project finance issues.

## **INTERNATIONAL SECURED TRANSACTIONS AND INSOLVENCY COMMITTEE**

This committee focuses on issues relating to international and comparative bankruptcy and insolvency law and practice, including efforts to develop greater international harmonization of laws, regional and national approaches to bankruptcy and insolvency issues; and developments in countries or regions that are implementing or changing their bankruptcy and insolvency laws.

## **INTERNATIONAL SECURITIES AND CAPITAL MARKETS COMMITTEE**

The International Securities and Capital Markets Committee focuses on national and international laws and regulations dealing with issuance of securities and regulation of capital markets activities. Issues include laws relating to on-line information about issuers; securities issues relating to privatizations, including offering techniques, relationship between economic policy and legal structures for privatizations and the role of legal and financial advisors; regulatory matters concerning derivatives and hybrid securities; new requirements for foreign issuers in the U.S. related to the Sarbanes-Oxley Act; and SEC and other accounting standards for foreign issuers and cross-border private placements.

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# **LEGAL PRACTICE DIVISION**

## **FOREIGN LEGAL CONSULTANT COMMITTEE**

With a focus on issues of interest for legal professionals from foreign jurisdictions practicing their home country law in the United States, the Foreign Legal Consultant Committee promotes the integration of the foreign legal consultants in the Section and helps U.S. lawyers develop a better understanding of the role of the Foreign Legal Consultants. The committee also works in close cooperation and coordination with other committees of the Section.

## **INTERNATIONAL CORPORATE COUNSEL FORUM**

This committee addresses practical matters in the international arena related to corporate counsel, development of networking opportunities, and regional seminars on “nuts-and-bolts” issues.

## **INTERNATIONAL LAW PRACTICE MANAGEMENT FORUM**

This committee provides a unique forum for managers of global law firms or international practices of law firms to share ideas on issues of importance, including ethics, conflicts, trends in law firm mergers, alternative means of delivering legal services, associations, and networks.

## **INTERNATIONAL LEGAL EDUCATION AND SPECIALIST CERTIFICATION COMMITTEE**

International Law Education is going through a renaissance period in the U.S. Many schools are offering it as an area of concentration and some already have a specialized certificate in International Law. In many states, International Law Sections of their Bar Associations are finding much enhanced interest in practice in this field. This committee will bring academics together and work with leaders in the Bar to explore the possibility of International Law not only becoming a legal specialization area, but also to promote further interest in the subject.

## **TRANSNATIONAL LEGAL PRACTICE COMMITTEE**

The Committee reviews the various policy and practical issues affecting global cross-border legal practice. With respect to “inbound” services, the Committee encourages U.S. jurisdictions to consider adopting regulatory approaches that permit lawyers licensed outside of the U.S. to practice as legal consultants, on a temporary basis and as in-house counsel. In addition, alternative methods to facilitate the ability of foreign lawyers to offer and perform legal services in the United States are studied, including the prerequisites required of foreign lawyers to take U.S. state bar examinations and the mutual recognition of foreign qualification. The Committee also reviews the rights of foreign lawyers to enter and remain in the United States for both temporary and long term practice-related activities.

With respect to “outbound” services, the Committee studies ways in which foreign jurisdictions deal with United States lawyers who wish to offer and provide legal services in foreign countries. It coordinates and cooperates with foreign bar entities, such as the Council of Bars and Law Societies of the European Union (CCBE) and the Australian Law Council, in considering ways in which U.S. lawyers may enter foreign countries, be employed by or employ local lawyers in foreign countries and enter into partnership or other professional associations with such foreign lawyers.

The Committee interacts with the Office of the U.S. Trade Representative to seek appropriate commitments in the international agreements negotiated by the United States affecting cross-border legal services. Finally, the Committee also works with U.S. regulators on challenges to multijurisdictional practice for lawyers admitted in a U.S. jurisdiction.

### U.S. LAWYERS PRACTICING ABROAD

This committee serves the needs and interests of U.S.-licensed lawyers who work or are interested in working outside the United States. Committee programs and initiatives include CLE programming to fulfill state bar CLE requirements, ad hoc programs of special interest to our members, initiatives to improve the practice of law outside the U.S. and networking opportunities for U.S.-licensed attorneys residing abroad.

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## PUBLIC INTERNATIONAL LAW (TREATY) DIVISION I

### ART AND CULTURAL HERITAGE LAW COMMITTEE

This committee is composed of attorneys with an interest in the field of cultural property and who work in a variety of settings, including private practice, museums, government, and academia. Cultural property law is concerned with both movable and immovable property of artistic, cultural, religious and historic interest. Topics recently considered by the committee include the underwater cultural heritage, art works stolen during the Holocaust, ratification of the 1954 Hague Convention on the Protection of Cultural Property in the Event of Armed Conflict, and the impact of war on the cultural heritage of Iraq. Within a diverse field with often sharply differing opinions, the committee endeavors to represent a variety of perspectives and welcomes all with an interest in this timely and fascinating subject.

### THE INTERNATIONAL LIFE SCIENCES AND HEALTH LAW COMMITTEE

The International Life Sciences and Health Law Committee considers, informs and engages its members, the Section and the ABA on current and developing issues of importance in both public and private international life sciences and health law, e.g., international control of emerging and other communicable diseases; managing health care costs and privatization of health care systems; international trade and sustainable health; science, genetic testing and the workplace. The Committee also brings together lawyers from different countries whose practice areas focus on advising and counseling life science companies, such as pharmaceutical, medical device, biologics, cosmetic and food companies on regulatory issues facing those specific industries. All companies face legal and regulatory issues relating to marketing authorization, reimbursement (where applicable), privacy and human rights protections, and pricing/fair competition, to name a few. However, each country and region has its own set of rules and requirements, and the Committee allows participants the opportunity to network with their counterparts in other countries and educate them, as well as their clients, on the respective countries' laws.

### NATIONAL SECURITY COMMITTEE

The National Security Committee is concerned with current legal and policy developments nationally and internationally that affect all security interests of the United States, with a particular focus on the rule of law, nonproliferation and disarmament of weapons of mass destruction, threats by nonstate actors, intelligence, military doctrine, and international institutions such as the United Nations and NATO. The Committee hosts programs with Members of Congress, current and former administration officials, members of governmental and international agencies, and other experts at regular ABA meetings and other venues, including the United Nations and Capitol Hill.

### PRIVATE INTERNATIONAL LAW COORDINATING COMMITTEE

The Private International Law Coordinating Committee serves as a clearinghouse for private international law issues.

### UN AND INTERNATIONAL INSTITUTIONS COORDINATING COMMITTEE

The mission of this coordinating committee is to (1) identify issues under consideration at the United Nations or its specialized agencies of interest to the ABA and to the Section; (2) coordinate the development of ABA positions on issues by the House of Delegates or by blanket authority at the UN or its affiliated agencies, for implementation by the ABA-appointed representatives or otherwise, as appropriate; (3) educate the legal community and the general public about the UN and UN-related issues, with a goal of strengthening and improving the UN, as appropriate; (4) keep the Section and broader ABA informed of relevant UN-related activities, e.g., through articles in the ILN and reports to the ABA Board of Governors and other appropriate Association leadership; (5) coordinate common positions of mutual interest with other national or international bar associations; (6) ensure that relevant UN issues are considered in preparing the annual Section Issues Agenda; (7) sponsor CLE programs devoted to UN issues, as appropriate; (8) sponsor and conduct the annual ABA program at the United Nations; and (9) participate cooperatively in the Association's Rule of Law letter program.

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## PUBLIC INTERNATIONAL LAW (TREATY) DIVISION II

### ANTI-CORRUPTION COMMITTEE

The Anti-Corruption Committee facilitates efforts to deter corrupt practices in the conduct of international business. It seeks to act as a vehicle of constructive change by serving as a clearinghouse of information, through the development of new ideas and initiatives, and through the interaction with individuals and organizations both foreign and domestic and both government and non-government.

## **CORPORATE SOCIAL RESPONSIBILITY COMMITTEE**

The Corporate Social Responsibility (CSR) Committee is a national leader for attorneys working in this rapidly growing practice area. The rise of transnational business has created new challenges for corporations and their counsel. Companies in nearly every industry—from technology, to apparel, to mining and extractive industries—have come under scrutiny from governments, human rights groups, and their shareholders as they navigate the challenges of investing and operating in foreign nations, with vastly different standards of human rights, environmental protections, and corruption standards that are expected of them at home. Companies face lawsuits in the U.S. courts for alleged violations of the Alien Tort Statute and a host of other laws for their conduct abroad. At home, corporations seek guidance in seeking to remain profitable industry leaders, while fulfilling their obligations as good corporate citizens.

The CSR Committee provides a unique forum to address these issues, from a practitioner's perspective. Our members include general counsels of major international corporations, leaders in corporate CSR practice groups, attorneys in private practice, government officials, and intellectual leaders in the field.

## **INTERNATIONAL ANTI-MONEY LAUNDERING COMMITTEE**

This committee focuses on anti-money laundering laws and regulations particularly as they relate to the professional responsibilities of lawyers, focusing on issues such as gatekeeper initiatives, suspicious transaction reporting and the attorney-client privilege.

## **INTERNATIONAL HUMAN RIGHTS COMMITTEE**

The International Human Rights Committee works for the protection of human dignity and the promotion and enhancement of fundamental human rights guaranteed to all individuals under international law and other recognized international legal principles. It also supports the development and growth of legal, business, and cultural systems and institutions that promote the rule of law internationally and give meaningful protection to human rights. Among its activities are monitoring the development and implementation of international human rights covenants; advocating for foreign human rights lawyers who have been persecuted for fighting human rights abuses; promoting human rights as part of international legal practice; and educating the bar, policymakers, and the public at large about human rights issues.

## **LAW OF THE SEA COMMITTEE**

The Law of the Sea Committee is responsible for the analysis, review, and monitoring of the implementation of the United Nations Convention in the Law of the Sea, which entered into force in 1994 and which the United States has signed but not ratified. The Senate Foreign Relations Committee has twice favorably reported out to the full Senate which has not acted on it. The committee also has jurisdiction over other ocean issues and institutions, including the International Tribunal for the Law of the Sea, the International Seabed Authority, and developments relating to navigation, resources, pollution, and fisheries.

# **TAX, ESTATE AND INDIVIDUALS DIVISION**

## **IMMIGRATION AND NATURALIZATION LAW COMMITTEE**

This committee focuses on U.S. immigration and nationality law and multilateral agreements as they affect business and family-related immigration into the United States, and on human rights issues affecting the entry of asylum-seekers and others.

## **INTERNATIONAL EMPLOYMENT LAW COMMITTEE**

The International Employment Law Committee focuses on the role employment issues play in international business transactions. Many foreign deals are driven by employment costs, and even those overseas ventures not driven by employment issues often succeed or fail depending on how the parties handle employment considerations. This committee seeks to help U.S. businesses minimize the high employment costs that inevitably arise after an international deal closes. The committee also addresses U.S. employment law as it affects foreign employers, the extraterritorial effect on U.S. employment law, and the role of employment issues in free trade treaties.

## **INTERNATIONAL FAMILY LAW COMMITTEE**

This committee focuses on those family law matters that transcend national borders, including issues involving international child abduction, enforcement of child support and maintenance orders across borders, intercountry adoption, marriage and divorce issues and related immigration matters that may arise when individuals from different countries marry, and issues affecting incapacitated adults and the administration of their assets. The Committee in particular focuses on the development or enforcement of multilateral conventions governing these family law questions. The Committee includes practitioners working in the field of international family law as well as academics and policy makers interested in this emerging area of practice.

## **INTERNATIONAL PRIVATE CLIENT COMMITTEE**

The International Private Client Committee includes estate planning and tax; not-for-profit (charities and universities); partnership/closely held corporations; and family law. We encourage Section members to join this committee, subscribe to our listserv, and participate in the committee's discussions on the Section WebBoard.

## **INTERNATIONAL TAX COMMITTEE**

This committee focuses on ERISA issues; corporate tax; international tax planning (cross border practice focusing on private client issues – tax, estate planning and not-for-profits); Section 482 transfer pricing litigation and the tension between IRS rules, customs valuation and dumping issues; and formulary apportionment in the aftermath of the Barclays case.

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## EXECUTIVE COMMITTEE

The Executive Committee is authorized to decide matters normally within the competency of the Administration Committee that may arise between regularly scheduled Administration Committee meetings. The Executive Committee consists of the Chair, Chair-Elect, Vice-Chair, Finance Officer, Liaison Officer, Membership Officer and Secretary/Operations Officer.

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Crowell & Moring  
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2009-2010

## ADMINISTRATION COMMITTEE

The Administration Committee is the governing body of the Section with regard to the Section's finances, operations, and administration, subject to review by the Council. The Administration Committee consists of the seven members of the Executive Committee and the following Section Officers: Diversity Officer, Policy/Government Affairs Officer, Programs Officer, Publications Officer, Rule of Law Officer, Technology Officer, Two At-Large Members, and the Section's Immediate Past Chair. The ABA Board of Governors Liaison is a non-voting, ex-officio member of the Administration Committee.

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Panel Presentation at the Spring 2009 Meeting in Washington, D.C. titled:  
Multiple Bar Admissions: How to Get Admitted Outside of the USA.

## COUNCIL

The Council is composed of the Executive and Administration Committees and the members listed below:

*Section Delegates to the ABA House of Delegates:* A. Joshua Markus  
 Michael H. Byowitz

*Editors-in-Chief of The International Lawyer:* John B. Attanasio  
 Marc I. Steinberg

*Editor-in-Chief of the International Law News:* Russell Kerr

| <i>Council Members at Large:</i> | <i>Term Expires</i> |
|----------------------------------|---------------------|
| Laurel G. Bellows                | 2010                |
| Lord David Hacking               | 2010                |
| Mary Ann Hynes                   | 2010                |
| Karen J. Mathis                  | 2010                |
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| David M. Crane                   | 2012                |
| Meyer Eisenberg                  | 2012                |
| Fali Nariman                     | 2012                |
| David Stewart                    | 2012                |

| <i>Division Chairs:</i> | <i>Division</i>             |
|-------------------------|-----------------------------|
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| Robert F. Brodegaard    | Americas/Middle East        |
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| Robert L. Brown         | Business Law II             |
| Matthew S. Dunne        | Business Regulation         |
| Dixon Fullerton Miller  | Constituent                 |
| Louise Ellen Teitz      | Disputes                    |
| Melida N. Hodgson       | Finance                     |
| Christian D. Lundgren   | Legal Practice              |
| Mark E. Wojcik          | Public International Law I  |
| Isabella D. Bunn        | Public International Law II |
| Frans Duynstee          | Tax, Estate & Individuals   |

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Presentation of the Section's first Rona R. Mears Student Writing Competition & Scholarship Awards at the 2009 Spring Meeting in Washington D.C. In photo left to right: Marilyn Kaman, Editor-in-Chief, International Law News, Daniel Ryan, Suffolk University School of Law, Lisa Savitt, Membership Officer, Zaylor Stout, University of St. Thomas School of Law, Aaron Schildhaus, Chair, Section of International Law.



Meeting Attendees at the 2009 Spring Meeting in Washington D.C.

## Join a Section Committee Today!

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