APPENDIX A

LIST OF AUTHORITIES

I CONSTITUTIONAL LEGISLATION

Constitution Act, 1867

Constitution Act, 1871

Newfoundland Act, 1949

Constitution Act, 1982

II NEWFOUNDLAND AND LABRADOR LEGISLATION

Petroleum and Natural Gas Act, S.N. 1965, No. 56

Petroleum and Natural Gas (Amendment) Act, S.N. 1966, No. 2

Newfoundland and Labrador Petroleum Regulations, 1977, No. 233/77

Newfoundland and Labrador Petroleum Regulations, 1977, No. 139/78

III NOVA SCOTIA LEGISLATION

Petroleum Resources Act, S.N.S. 1980, c.12

IV PRINCE EDWARD ISLAND LEGISLATION

Oil and Natural Gas Act, R.S.P.E.I. 1988, c.O-5

V INTERNATIONAL CONVENTIONS

Statute of the International Court of Justice (1920) 6 L.T.S. 379

United Nations Convention on the Law of the Sea (1982) 450 U.N.T.S. 11 (in force 1994)

VI CASES

Case Concerning Delimitation of the Maritime Boundary in the Gulf of Maine Area (Canada v. United States of America), [1984] I.C.J. Rep. 246 at paras. 130, 133, 138-42, 144-45.

Case Concerning Delimitation of the Maritime Boundary in the Gulf of Maine Area (Canada v. United States of America), Oral Pleadings, Verbatim Record, Argument of Canada, April 4, 1984, Doc. C 1/CR 84/4 at 65-66.

Case Concerning Delimitation of the Maritime Boundary in the Gulf of Maine Area (Canada v. United States of America), Oral Pleadings, Verbatim Record, Reply of Canada, Doc. C 1/CR 84/21 at 7.

Case Concerning the Land and Maritime Boundary (Cameroon v. Nigeria) (Preliminary Objections), 11 June 1998, I.C.J. General List No. 94 at para. 57.

Case Concerning Rights of Nationals of the United States of America in Morocco (France v. United States of America), [1952] I.C.J. Rep. 176 at 200-201.

Case Concerning the Temple of Preah Vihear (Cambodia v. Thailand), [1962] I.C.J. Rep. 6 at 30; 60-65 (separate opinion of Fitzmaurice J.).

Case Concerning the Territorial Dispute (Libyan Arab Jamahiriya v. Chad), [1994] I.C.J. Rep. 6 at paras. 72-73.

Fisheries Case (United Kingdom v. Norway), [1951] I.C.J. Rep. 116 at 138-39; 176-80 (dissenting opinion of McNair J.); 194, 200-205 (dissenting opinion of Read J.).

Land, Island and Maritime Frontier Dispute (El Salvador/Honduras) (Judgment, Application to Intervene), [1990] I.C.J. Rep. 118 at para. 63.

North Sea Continental Shelf Cases, [1969] I.C.J. Rep. 3 at 22, 25-27, 29

VII TEXTS

Bowett, D.W., "Estoppel Before International Tribunals and its Relation to Acquiescence" (1957) 33 B.Y.I.L. 176 at 176-78, 184-186, 188-94, 197-98, 200-202.

Brownlie, I., Principles of Public International Law, 5th ed. (Oxford: Oxford University Press) at 157.

Fawcett, J.E.S., "The Legal Character of International Agreements" (1953) 30 B.Y.I.L. 381at 385.

Lauterpacht, H., The Development of International Law by the International Court (London: Stevens & Sons, 1958) at 170n39.

Lauterpacht, H., "Sovereignty Over Submarine Areas" (1950) 27 B.Y.I.L. 376 at 395-96.

MacGibbon, I.C., "The Scope of Acquiescence in International Law" (1954) 31 B.Y.I.L. 143 at 143, 145, 147-50; 154, 165, 168-170, 172-173, 178, 180, 182-83.

Martin, A., L'Estoppel en droit international public (Paris: Pedone, 1979) at 293, 322-23.

McNair, A., The Law of Treaties (Oxford: Clarendon Press, 1961) at 486.

Reuter, P., Introduction to the Law of Treaties, 2nd ed. (London & New York: Keegan Paul International, 1995) at 30-31, 55.

Romanow, R., Whyte, J., Leeson, H., *Canada... Notwithstanding* (Toronto, New York, London, Sydney, Auckland: Carswell/Methuen), at 74 - 75

Sullivan, R., Driedger on the Construction of Statutes, 3rd ed. (Toronto and Vancouver: Butterworths, 1994), at 38 - 39

Thirlway, H., "The Law and Procedure of the International Court of Justice, 1960-1989" (1989) 60 B.Y.I.L. 1 at 29-30, 36-46.

VIII ARTICLES

Charney, J.I., "The Offshore Jurisdiction of the States of the United States and the Provinces of Canada," *Ocean Development and International Law Journal*. (Crane, Russack & Company, Inc., 1983) Volume 12, Number 3-4, at 301, 307, 328 - 335

Charney, J.I., "Maritime Jurisdiction and the Secession of States: The Case of Quebec," *Vanderbilt Journal of Transnational Law* (1992), Voo. 25, No. 3, at 397 - 401

Smith, J.J., "Notre Mer? An Independent Quebec's Maritime Claims in the Gulf of St. Lawrence and Beyond," *The Canadian Yearbook of International Law* (1997), at 113, 124-127

Townsend Gault, J., "Petroleum Operations on the Canadian Continental Margin, The Legal Issues in a Modern Perspective" Working Paper 2, Canadian Continental Shelf Law 2, (1973), at 61 - 62