

Westlaw International

Fachtagung - Juristische Fachinformation im Wandel

**15. November 2007
Staatsbibliothek zu Berlin**

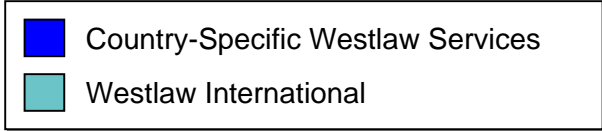
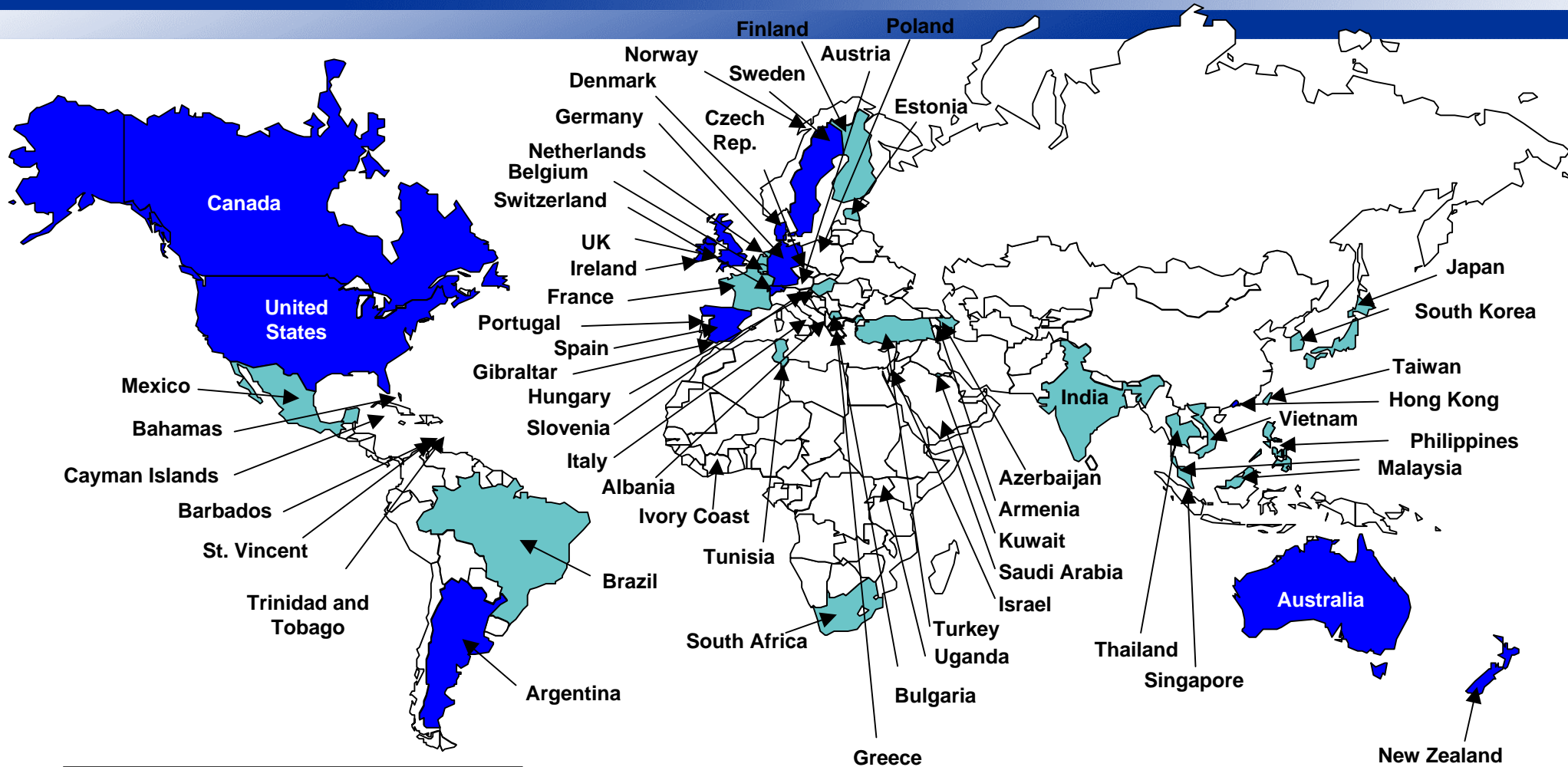
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2003 Westlaw Market Presence



Total Number of Countries with Westlaw Users: 100+

Who is behind Westlaw International ?



- Global leader in providing integrated information solutions to business and professional customers
- Revenues of \$8.7 billion



- Provider of Westlaw for almost 30 years
- Westlaw is used by more than 90 % of the leading global law firms
- Westlaw is the leading legal online service in the US



- trusted partner for UK legal information for more than 200 years
- launched Westlaw UK in 2000

A Wealth of Information

Materials available on Westlaw International from various jurisdictions

USA

Canada

Australia

United Kingdom

European Union

Asia Pacific

The Caribbean

.....& more

Databases on Westlaw International

Over 25,000 Databases on Westlaw International

Case Law & Judicial Materials
Statutes and Legislative Materials
Administrative Materials
Public Records and Filings
Topical Law Directories
Journals and Law Reviews
News & Business Information
Company Information
Treaties, Forms and Practice Materials
Legal News and Current Awareness

Search multiple jurisdictions in one go

US Materials

- ✓ Federal and State Case Law
- ✓ United States Code Annotated
 - ✓ Over 700 Full Text Journals
- ✓ News & Business Information from Dialog
 - ✓ Practice Texts
 - ✓ Treaties
 - ✓ Topical Collections

United Kingdom Materials

- ✓ The Law Reports of England & Wales from the Incorporated Council of Law Reporting
 - ✓ Cases back to 1865
- ✓ 22 of Sweet & Maxwell's specialist full text case reports
 - ✓ Consolidated legislation with historical versioning
 - ✓ Case & Legislation Locators
 - ✓ 36 of Sweet & Maxwell's journal titles in full text
 - ✓ 30 Oxford university press's journal titles in full text
 - ✓ 5 Tottel' journal titles in full text
 - ✓ Legal Journals and Financial Journals Index
- ✓ 10 expert commentary titles including Archbold, The White Book & Palmer's Company Law
 - ✓ News and Business Information from Dialog

EU Materials

- ✓ Comprehensive coverage of European Union legal materials
 - CELEX – the official legal database of the European Union
 - ELLIS Publications
 - Legislation as published in the Official Journal L Series dating back to 1952
 - Case law and Preparatory Acts as published in the Official Journal C Series (ECJ:1954 CFI: 1989)
 - Parliamentary Questions as published in the Official Journal
 - Treaties between Member States dating back to 1951
 - ✓ Sweet & Maxwell Law Reports and Journals
 - ✓ Current Awareness from Sweet & Maxwell
 - ✓ Enhancements and sophisticated cross-references
 - ✓ Updated Daily

Research by Practice Area; International Commercial Arbitration

Westlaw International FIND KEYCITE DIRECTORY SITE MAP

International Arbitration [Add/Remove Tabs](#)

Shortcuts

Current Awareness
[Current Awareness Center](#)

Commentary & Treatises
[Commentary & Treatises](#)

Search Templates
[Conventions](#)
[Legislation & Model Laws](#)
[Cases and Awards](#)
[Rules, Model Clauses & Guides](#)
[Journals & Newsletters](#)
[Commentary & Treatises](#)

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[Commentary & Treatises](#)

Search these databases

Recent Databases

Favorite Databases

[International Directory](#)
[International Arbitration](#)
[Databases](#)

Quick Search

1 Search for:

Terms and Connectors | [Natural Language](#)

Connectors/Expanders Reference List **3**

2 In the following database(s):

- [Conventions](#) ⓘ
- [Legislation and Model Laws](#) ⓘ
- [Cases and Awards](#) ⓘ
- [Rules, Model Clauses, Guides](#) ⓘ
- [Journals and Newsletters, Journals Index](#) ⓘ
- [Commentary](#) ⓘ
- [Current Awareness and News](#) ⓘ

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Research by Practice Area : Intellectual Property or Trademark

The screenshot displays the Westlaw International website interface. At the top, there is a navigation bar with the Westlaw logo and links for "Research Trail" and "Help". Below this, a secondary navigation bar lists practice areas: "WLI General Subscription", "International Arbitration", "International IP", "World Journals", "Intellectual Property", and "Trademark". The main content area is titled "Quick Search" and is divided into two main sections. The first section, labeled "1 Search for:", includes a search input field, a dropdown menu for "Terms and Connectors" (set to "Natural Language"), a "Recent Searches and Locates" dropdown, a "Select a date restriction" dropdown (set to "Unrestricted"), and a "Connectors/Expanders Reference List" link. The second section, labeled "2 In the following database(s):", lists various databases under three categories: "Europe", "United Kingdom", and "United States Cases". Each database entry has a checkbox and a small information icon. The "Europe" category includes "European Patent Office Reports", "European Trade Mark Reports", "European Union Intellectual Property Legislation", and "European Intellectual Property Review". The "United Kingdom" category includes "U.K. Intellectual Property Treaties", "Intellectual Property Law Reports All", "Reports of Patent Cases", "UK Intellectual Property Case Law Locator", "UK Intellectual Property - Law in Force", "UK Intellectual Property - Legislative Locator", and "UK Intellectual Property - Journals". The "United States Cases" category includes "All Federal Intellectual Property Cases" and "U.S. Patents Quarterly". The "United States Statutes & Administrative Materials" category includes "Federal Intellectual Property - U.S. Code Annotated", "Federal Intellectual Property - Code of Federal Regulations", "Federal Intellectual Property - Federal Register", and "Federal Intellectual Property - Patent and Trademark Office Decisions". On the left side of the interface, there are several "Shortcuts" sections: "Find by citation:", "Search these databases:" (with "Recent Databases" and "Favorite Databases" dropdowns), "Patent Databases:", "Trademark & Copyright:", and "News Sources:". Each shortcut section has a "GO" button and an information icon. The bottom of the browser window shows the "Internet" icon.

Results

Westlaw International

Maritime Law Westlaw UK Westlaw International European Union World Journals International Law

Welcome | Fin

Result List 22 Docs Related Info 32 ECGLQ 149

<< Full Screen List Edit Search | Locate in Result

Result Options ▾

1. 32 Ecology L.Q. 149
Ecology Law Quarterly 2005 Comment JUDGING GMOS: JUDICIAL APPLICATION OF THE PRECAUTIONARY PRINCIPLE IN BRAZIL Lesley K. McAllister [FN1]

... has also been argued by parties but not relied upon in decisions by the International Court of Justice, the International Tribunal of the Sea, and the European Court of Justice. For discussion of cases, see id. at 273-79; Cameron, supra note ...

2. 15 Geo. Int'l Env'tl. L. Rev. 763
Georgetown International Environmental Law Review Summer, 2003 Note NAFTA ARTICLE 1110: ENVIRONMENTAL FRIEND OR FOE? Madeline Stone [FN1]

...[FN97]. Id. para. 3. [FN98]. Id. [FN99]. Iran Award 135-33-1, 6 IRAN-U.S.C.T.R. 149, Iran-U.S. Claims Tribunal (1984). Sea-Land Service, a U.S. corporation, claimed the Ports and Shipping Organization (PSO) - the government unit charged with the ...

3. 9 ILSA J. Int'l & Comp. L. 633
ILSA Journal of International and Comparative Law Summer 2003 Article-SF UNA MIRADA ADENTRO DE LA REPUBLICA DOMINICANA DESPUES DE LA REFORMA CONSTITUCIONAL DE 1994: UN CAMBIO BENEFICIOSO para

Law Review

32 ECGLQ 14
Ecology Law Quarterly
JUDGING GMOS: JUDICIAL APPLICATION OF THE PRECAUTIONARY PRINCIPLE IN BRAZIL
2005 (Approx. 25 pages)

[FN15]. The ALI Restatement (Third) on International law, § 102, defines sources of international law as one that has been accepted as such by the international community; (b) by international agreement; or (c) by derivation from general principles of law. James Cameron, The Precautionary Principle in International Law, in Reinterpreting O'Riordan, James Cameron & Andrew Jordan eds., 2001). For arguments that the Precautionary Principle is customary law based on state practice, see Trouwborst, supra note 14, at 248 (arguing that it is customary law based on state practice in the Kingdom, Chile, and India); James Cameron & Juli Abouchar, The Status of the Precautionary Principle and International Law: The Challenge of Implementation (McIntyre & Thomas Mosedale, The Precautionary Principle as a Norm of Customary International Law, 27 Wm. & Mary Env'tl. & Nat'l Resources J. 101 (1995)). John S. Applegate, The Taming of the Precautionary Principle, 27 Wm. & Mary Env'tl. & Nat'l Resources J. 101 (1995). ("... of generality, precaution is undoubtedly a customary rule of international law.").

[FN16]. In the Beef Hormones case, the WTO Appellate Body found the precautionary principle "clear" and declined to take a position. Phillippe Sands, Principles of International Law, 2d ed. (2005). The precautionary principle has also been argued by parties but not relied upon in decisions by the International Tribunal of the Sea, and the European Court of Justice. For discussion of cases, see note 15, at 128-30; Birnie & Boyle, supra note 10, at 118-19.

[FN17]. Birnie & Boyle, supra note 10, at 116. For descriptions of variations in the application of the precautionary principle in international law, see Katz, supra note 3, at 957.

[FN18]. Applegate, supra note 15, at 13.

[FN19]. Rio Declaration on Environment and Development, June 14, 1992, U.N. Doc. A/Conf.2/6/L.5/Rev.1/Add.2 (1992) [hereinafter Rio Declaration].



[FN20]. In addition to reaffirming and stating its accordance with Principle 15 of the Rio Declaration, the Biosafety Protocol incorporates precautionary language into Articles 10 and 11.


Advanced results screen: Related info


Westlaw International Westlaw | Research

Maritime Law | Westlaw UK | Westlaw International | European Union | World Journals | International Law

Welcome | Find | Directory | WestClip

<p>Result List 136 Docs</p> <p><< Full Screen List Edit Search Locate in Result</p>	<p>Related Info 115 S.Ct. 2322</p>	<p> Case</p> <p></p> <p>West Reporter Image (PDF)</p> <p>515 U.S. 528, 115 S.Ct. 2322, 132 L.Ed.2d 462, 63 USLW 4617, 1995 A.M.C. 1817</p> <p>Briefs and Other Related Documents</p> <p style="text-align: center;">Supreme Court of the United States VIMAR SEGUROS Y REASEGUROS, S.A., Petitioner, v. M/V SKY REEFER, her Engines, etc., et al. No. 94-623. Argued March 20, 1995. Decided June 19, 1995.</p> <p>Owner of shipload of fruit which was damaged in transit sued vessel and vessel owner, and defendants mo compel arbitration in Japan under foreign arbitration clause in bill of lading. The United States District Cou Massachusetts, Mark L. Wolf, J., granted motion to stay despite contention, inter alia, that the arbitration Carriage of Goods by Sea Act (COGSA), but certified interlocutory appeal. The Court of Appeals for the First affirmed. On writ of certiorari, the Supreme Court, Justice Kennedy, held that: (1) foreign arbitration clause lading does not lessen liability in violation of COGSA by increasing the costs of obtaining relief, and (2) cla guarantee that foreign arbitrators would apply COGSA and not apply Japanese rules allegedly providing car defense was premature. Affirmed and remanded. Justice O'Connor filed opinion concurring in the judgment. Justice Stevens filed a dissenting opinion. Justice Breyer took no part.</p>
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 Some negative history but not overruled KeyCite

[Full History](#)
[Direct History \(Graphical View\)](#) 
[Citing References](#)

➔ **Full-Text Document**

- [Case Outline](#)

[Petitions, Briefs & Filings](#)

ResultsPlussm [About](#)

Am.Jur. Trials

[1. Arbitrating International Claims-at Home and Abroad](#)

ALR

[2. Construction of statute of limitations in Carriage of Goods by Sea Act \(46 App. U.S.C.A. sec. 1303\(6\)\)](#)
129 ALRFED 273

ALR

[3. What constitutes "package" or "customary freight unit" within limitation of liability provision of Carriage of Goods by Sea Act \(46 U.S.C.A. sec. 1304\(5\)\)](#)

Searching Methods

Natural Language

Use plain English to formulate your search and retrieve relevant documents.
Documents are returned in order of relevance

Terms & Connectors

Use key words from your search with connectors to retrieve refined results
Documents are returned in reverse chronological order

Search for: [Terms and Connectors](#) | [Natural Language](#) [Edit](#)

is a landowner liable for prior owner's toxic dumping?

Recent Searches and Locates

Select a date restriction: Unrestricted

Natural Language

Search for: [Terms and Connectors](#) | [Natural Language](#) [Edit](#)

"endangered species" /p habitat /5 modif!

Recent Searches and Locates

Select a date restriction: Unrestricted

Terms & Connectors

Fully Interlinked

6. The Commission shall, within six months of the notifications as referred to in paragraph 5, approve or reject the national provisions involved after having verified whether or not a means of arbitrary discrimination or a disguised restriction on trade between Member States whether or not they shall constitute an obstacle to the functioning of the internal market.

In the absence of a decision by the Commission within this period the national provisions to in paragraphs 4 and 5 shall be deemed to have been approved.

When justified by the complexity of the matter and in the absence of danger for human health the Commission may notify the Member State concerned that the period referred to in paragraph 6 may be extended for a further period of up to six months.


7. When, pursuant to paragraph 6, a Member State is authorised to maintain or introduce provisions derogating from a harmonisation measure, the Commission shall immediately whether to propose an adaptation to that measure.'

Directive [89/107/EEC](#)

4 Adopted on the legal basis of Article 100a of the Treaty, Council Directive [89/107/EEC](#) of 21 December 1988 on the approximation of the laws of the Member States concerning food additives authorized for use in foodstuffs intended for human consumption (OJ 1989 L 40, p. 27 hereinafter 'the framework directive') defines food additives, sets the basic conditions for their use in foodstuffs and lays down the framework for the subsequent development of a list of additives. In accordance with Article 3(2) of that directive, that positive list establishes the additives whose use is authorised, to the exclusion of all others, the foodstuffs to which those additives may be added and the conditions of that use.



Search Results

Result List	Related Info	Law Review	18-AUG PROBPROP 48
10000 Docs	18-AUG PROBPROP 48		Probate and Property ENVIRONMENTAL LAW UPDATE [FNa1] July/August, 2004 (Approx. 2 pages)
Full Screen List Edit Search Locate in Result			
Result Options ▾			
<input type="checkbox"/> 1. 18-AUG Prob. & Prop. 48 Probate and Property July/August, 2004 Department ENVIRONMENTAL LAW UPDATE [FNa1]			
... in cost to remove sediment contaminated with PCBs. The court acknowledged that Congress wanted CERCLA to speed the cleanup of hazardous waste sites by barring pre-enforcement review of specific individual agency actions and orders. Yet, the court reasoned that this provision was ...			interpretation. The court's reading of Section 113(h), as quoted above, led it to conclude Congress intended only to preclude jurisdiction for pre-enforcement review of specific individual UAOs issued under Section 106 (as well as Section 104 actions). Although specific UAOs not be challenged in this manner, the court reasoned, the language of Section 113 did not preclude a facial due process challenge to the overarching UAO scheme authorized by Section 106. In allowing the suit to go forward, the circuit panel rejected EPA's primary argument because GE was the subject of multiple Section 106 UAOs, its facial constitutionality law effectively constituted a challenge to those individual orders. One particularly noteworthy related to the cleanup of the Hudson River, where GE is allegedly liable for an estimated million in cost to remove sediment contaminated with PCBs.
<input type="checkbox"/> 2. 24 No. 25 Andrews Env'tl. Litig. Rep. 1 Andrews Environmental Litigation Reporter July 16, 2004 WHAT'S INSIDE			The court acknowledged that Congress wanted CERCLA to speed the cleanup of hazardous waste sites by barring pre-enforcement review of specific individual agency actions and orders. Yet, the court reasoned that this provision was not directed at barring challenges to the constitutionality of the statute itself. The court also rejected EPA's assertion that consideration of GE's constitutional claims would frustrate the overall purpose of CERCLA. To the contrary, the court concluded: "A decision on GE's due process claim that is favorable to GE would affirm an opportunity to provide due process review at an early stage. A decision rejecting GE's due process claim would remove a later impediment to EPA's enforcement action." 360 F.3d 8

Search terms are highlighted in the document for easy identification

Westlaw International – A Summary

- Search for an area of interest
- Select a database and jurisdiction
- Navigate between documents to identify relevance
 - Use Keycite to determine their reliability
- Expand your research to include other primary law and secondary sources
- Set up a Westclip to monitor a change in the law and any legal developments

Westlaw Deeplinking: Direct access to Content

- Citation linkbuilder
 - Create a link to a citation in Westlaw International
- Search query linkbuilder
 - Create a link to your search query
- Advanced Search forms linkbuilder
 - Create a link to a Westlaw International database search form
- [Westlaw UK - Intranet Link Builder Tools](#)

New developments

- **'Splash Page'**
 - Customised pages for a practice area (IP, Competition,...)
- **Quick view**
 - **Tools for usage statistics and Chargeback**
- **New Interface**
 - **Westlaw UK customers/Law firms**
- **Thomson + Reuters**

Splash Pages: Customised access to Westlaw

- [European Commission Westlaw Trial](#)
- <http://intranetsolutions.westlaw.com/uk/custompages/firm/ClearyGottlieb/>
- <http://intranetsolutions.westlaw.com/uk/custompages/firm/stibbe/>
- <http://intranetsolutions.westlaw.com/uk/custompages/firm/peacepalace/>
- [Westlaw International \(IP\)](#)

New Statistic tools: Quickview

www.quickview.westlaw.co.uk

[Quickview Guide](#)

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- Tom Delsaer is the Westlaw trainer and will continue the presentation! [.....](#)