

The Institute of Air and Space Law/L'Institut de droit aérien et spatial  
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**Institute of Air and Space Law  
Institut de droit aérien et spatial**

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## From the DIRECTOR\*

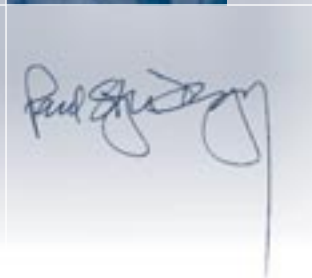
As it enters its second half-century, McGill University's Institute of Air and Space Law (IASL) looks back on a rich history of education, public service and scholarship. Its loyal graduates today serve in some of the highest legal positions in the bar, industry and governmental institutions of some 120 nations around the world.

I look forward to working with each of you, getting you more involved with the IASL. With your help, and building upon the solid foundation laid by my predecessors, we can realize the Institute's full potential as the world's leading educational and research programme in air and space law. We shall continue to accord our students the highest quality educational experience in air and space law available anywhere, and to contribute a rich body of research, scholarship, and educational programmes to the profession.

As aviation and space lawyers, always think of McGill as the center of your professional universe.

**Paul Stephen Dempsey**

\*beginning Fall 2002

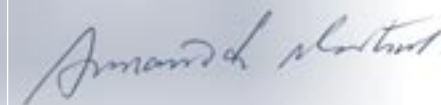


## From the INTERIM DIRECTOR 1998-2002

It is with great pride that I invite you to peruse this 50<sup>th</sup> Anniversary Brochure of the McGill Institute of Air and Space Law. The Institute is the work of many people: distinguished teachers, beginning with the founding Director John Cobb Cooper and his many remarkable successors; students, too many to name, who have achieved distinction in the fields of air law and space law, as well as in related areas. The Institute is also built upon the support of numerous public institutions, such as the International Civil Aviation Organization (ICAO) and the Canadian Space Agency (CSA), and private institutions such as the International Air Transport Association (IATA), Air Canada and Bombardier.

Les premières cinquante années se sont passées rapidement, elles furent mouvementées, parfois difficiles mais remplies de réalisations importantes. Fort de l'appui de l'Université McGill et de la Faculté de droit et de ses anciens et de ses amis à travers le monde, l'Institut est bien placé pour affronter les défis des cinquante prochaines années.

**Armand L. C. de Mestral**



## History OF THE INSTITUTE

Soon after the end of World War II, Montreal became the headquarters of the International Civil Aviation Organization (ICAO) and the International Air Transport Association (IATA). The early post-war period witnessed a momentous progress of civil aviation, along with its international regulation. Air law became a dynamic and fast developing field in practice as well as in academia.

The visionary founders of the McGill Institute of Air Law (in 1957, expanded and renamed the Institute of Air and Space Law) realized that with the presence of ICAO and IATA, Montreal had become the "capital" of international civil aviation and aviation law-making activities. Along with its cosmopolitan multiculturalism, the city stood at the crossroad of the two main legal cultures – civil law and common law. And most importantly, for the establishment of the Institute, Montreal was home to the oldest Canadian Faculty of Law known for its intellectual leadership in advanced education.

The idea to establish a specialized Institute for post-graduate studies in air law originated with John Cobb Cooper – a prominent American jurist, scholar, aviation advisor of President F. D. Roosevelt, and participant in the 1944 Chicago Conference on International Civil Aviation. After serving for many years as Vice-President of Pan American World Airways, Cooper became the Legal Adviser of IATA. Cooper began to discuss his idea in 1950 with the President of the ICAO Council, Dr. Edward Warner, the Legal Adviser of ICAO, Dr. Eugène Pépin, and his successor, P. K. Roy, the Principal of McGill University and the Dean of its Faculty of Law. Professor Cooper received enthusiastic support for his initiative from Sir William Hildred, then head of IATA. The idea matured with the mutual consultation of these farsighted personalities, whose common ideal was to support specialized education and research.

With financial support from the Ford Foundation, the Institute opened its doors in September 1951. For more than fifty years, the Institute has been offering an intensive programme of graduate studies in international and comparative air law and, since 1957, in the law of space applications.

More than 800 students from over 120 different countries successfully completed their graduate studies and obtained the Graduate Certificate in Air and Space Law (originally Diploma in Air and Space Law), the Master of Laws (LL.M.) degree, or the Doctor of Civil Law (DCL) degree. The teaching programme has dramatically evolved over the years to reflect the development of new issues and challenges in the field, often with creative forethought. Graduates of the Institute work in positions of high responsibility in government, international organizations, airlines, private practice, judiciary and academia.

## HISTORY

The Institute owes much of its success and attractiveness to students from different parts of the world and to its proximity and close cooperation with ICAO and IATA. The records and archives of these organizations traditionally have been open to the Institute's professors and students conducting research. Students enjoy ample opportunity to attend, as observers, important international meetings involved in the law-making process. Senior officials from ICAO and IATA frequently lecture at the Institute, helping to enrich its academic programme. The presence of the Canadian Space Agency in Montreal further enhances the Institute's promotion of the "hands-on" experience for graduate students. Many of these advantages enjoyed by the Institute are possible due to its location in Montreal and the close cooperation with the international and national resources found in the city. Indeed, the Institute's setting, with its bilingual milieu, offers students opportunities that cannot be duplicated elsewhere.

In 1996, on the occasion of its 45th anniversary, the Institute received the prestigious **Edward Warner Award**, the highest distinction in the field of civil aviation awarded by the Council of ICAO. The award was granted "in recognition of the Institute's significant contribution to the development of international air law". It is a matter of special pride that the Institute was the very first academic institution in the world to receive the award. It was also the first, and so far the only, Canadian entity to receive the honour.

Many outstanding scholars of different nationalities and legal cultures have taught at the Institute during the past fifty years. Many of them are well-remembered by the graduates as intellectual leaders who left a significant mark on the lives of generations of students.

Since 1976, the Institute has been publishing the *Annals of Air and Space Law*, a rallying point in the international arena for scholars in air and space law. The *Annals* now appears in its XXVI<sup>th</sup> volume of regular publication – a rare achievement in a field of often ephemeral publication efforts.

In the new millennium, the Institute continues to achieve its mission as the world's centre for graduate education and research in air and space law.



## Institute DIRECTORS



John Cobb Cooper  
1951 – 1955



Eugène Pépin  
1955 – 1959



Alfred B. Rosevear, Q.C.  
1959 – 1962



Sir Francis Vallat, Q.C.  
1965 – 1966



Maxwell Cohen, O.C., Q.C.  
1962 – 1965



Edward McWhinney, Q.C.  
1966 – 1971



Ivan A. Vlasic  
1971 – 1975



Nicolas Mateesco Matte, O.C. Q.C.  
1975 – 1989  
DIRECTOR EMERITUS



Michael Milde  
1989 – 1998



# Alumni(ae)

## WORLD-WIDE

### NORTH AMERICA

Canada  
Mexico  
United States of America

### CENTRAL AMERICA

Costa Rica  
Guatemala  
Nicaragua  
Panama

### CARIBBEAN ISLANDS

Antigua & Barbuda  
Aruba  
Barbados  
Haiti  
Jamaica  
Puerto Rico  
St. Kitts & Nevis  
St. Lucia  
Trinidad & Tobago

### SOUTH AMERICA

Argentina  
Brazil  
Chile  
Colombia  
Ecuador  
Guyana  
Paraguay  
Peru  
Suriname  
Venezuela

### EUROPE

Austria  
Belgium  
Bulgaria  
Croatia  
Czech Republic  
Denmark  
Finland  
France  
Germany  
Great Britain  
Greece  
Hungary  
Iceland  
Ireland

### AFRICA

Algeria  
Cameroon  
Cape Verde  
Dahomey  
Egypt  
Eritrea  
Ethiopia  
Gabon  
Gambia  
Ghana  
Côte d'Ivoire  
Kenya  
Lesotho  
Liberia  
Libya  
Madagascar  
Mali  
Morocco  
Mozambique  
Nigeria  
Senegal  
Somalia  
South Africa  
Sudan  
Swaziland  
Tanzania  
Togo  
Tunisia  
Uganda  
Zambia

Italy  
Liechtenstein  
Luxembourg  
The Netherlands  
Northern Ireland  
Norway  
Poland

Portugal  
Romania  
Scotland  
Slovakia  
Slovenia  
Spain  
Sweden

Switzerland  
Ukraine  
Yugoslavia, Federal  
Republic of

### MIDDLE EAST

Bahrain  
Israel  
Jordan  
Kuwait  
Lebanon  
Saudi Arabia  
Syria  
United Arab Emirates  
Yemen, People's  
Democratic Republic of

### ASIA

Afghanistan  
Bangladesh  
Burma  
China  
Hong Kong  
India  
Indonesia  
Iran  
Japan  
Korea  
Macau

Malaysia  
Nepal  
Pakistan  
The Philippines  
Russia  
Singapore  
Sri Lanka  
Taiwan  
Thailand  
Turkey  
Vietnam

### AUSTRALIA & PACIFIC

Australia  
Fiji  
Samoa  
New Zealand

## Faculty & STAFF

### ADMINISTRATIVE OFFICERS

**SHAPIRO, Bernard,**  
Principal and Vice-Chancellor

**CRAGO, Martha,** Interim Dean  
of the Faculty of Graduate Studies  
and Research

**LEUPRECHT, Peter,** Dean  
of the Faculty of Law

**SMITH, Lionel D.,** Associate Dean  
Graduate Studies and Research

**DE MESTRAL, Armand L. C.,** Interim  
Director, Institute of Air and Space Law†

**DEMPSEY, Paul Stephen,** Director,  
Institute of Air and Space Law and  
Tomlinson Professor of Global Governance  
in Air and Space Law\*

### FACULTY

**VLASIC, Ivan A.,** Professor Emeritus

**MILDE, Michael,** Professor

**JAKHU, Ram,** Associate Professor

**JANDA, Richard,** Associate Professor

**BUNKER, Donald,** Adjunct Professor

**HARAKAS, Andrew,** Adjunct Professor

**MARGO, Rod D.,** Adjunct Professor

**NESGOS, Peter,** Adjunct Professor

**SABA, John,** Adjunct Professor

**SCHUBERT, Francis,** Adjunct Professor

**VAN FENEMA, Peter,** Adjunct Professor

**VAN HASSELT, Ludolf,** Adjunct Professor

**WASSENBERGH, Henri,** Adjunct Professor

**WEBER, Ludwig,** Adjunct Professor

In addition to the presence of distinguished Directors and Faculty, the Institute has the privilege of welcoming eminent scholars. These luminaries include Martin A. Bradley, Hamilton DeSaussure, Gerald F. FitzGerald, William Foster, Peter P. C. Haanappel, David I. Johnston, Kuo-Lee Li, Jean-Louis Magdelénat, René Mankiewicz, James J. Smith, and Julian G. Thomka-Gazdik, among numerous others.

### VISITING LECTURERS

**ABEYRATNE, R.**

**ALECK, J.**

**DAWE, A.**

**FARAND, A.**

**GIALORETTO, L.**

**HODGKINSON, D.**

**LACK, P.**

**OOSTERLINCK, R.**

**STOJAK, M.-L.**

**THAKER, J.**

**WOOL, J.**

### ADMINISTRATIVE ASSISTANT

**BARATTA, Margaret**

### GRADUATE PROGRAMMES COORDINATOR

**VAN LEYNSEELE, Ginette**

### SECRETARY OF THE INSTITUTE

**D'AMICO, Maria**

† 1998 - 2002

\*beginning Fall 2002

# The Tomlinson CHAIR

The Director of the Institute of Air and Space Law has been designated by McGill University as the recipient of the Tomlinson Chair in Global Governance. This University Chair, established in 2000 from a part of the gift of Canadian scientist and businessman Dr. Richard H. Tomlinson, will serve to build on the Institute's role as the world's academic leader in the discipline of air and space law, while providing intellectual stimulus to the further development of global governance in the field.

The long-standing history and reputation of the Institute as the foremost leader in graduate legal education and research in the field of air and space law is intertwined with the history and reputation of McGill University. The designation of the Tomlinson Chair is yet another recognition of the significant role of the Institute of Air and Space Law, envisioned more than fifty years ago by John Cobb Cooper and the Institute's founders, in the dynamic and global aerospace industry.

## Academic PROGRAMMES

**CERTIFICATE** – The Graduate Certificate in Air and Space Law is a coursework programme with a limited research and writing requirement. It is particularly appropriate for students with a strong professional orientation who do not want to write a thesis. The Graduate Certificate is awarded after at least one term of residence in the Faculty of Law and upon completion of a minimum of 15 academic credits.

**MASTER OF LAWS** – The Master's programme consists of coursework [normally 18 credits] and a thesis of 100 to 150 pages. Candidates must remain in residence for three semesters. The thesis topic is determined in consultation with the supervisor. The thesis must show familiarity with previous work in the field and demonstrate the student's capacity for independent analysis, writing skills and organization. All degree requirements must be completed within three years of the date of registration.

**DOCTOR OF CIVIL LAW** – The Doctor of Civil Law is a research degree. The degree is awarded, at the earliest, after the completion of three years of residence in the Faculty. The principal basis for evaluation is a doctoral thesis of 300 to 350 pages. The doctoral thesis must constitute a significant contribution to legal knowledge, evidencing in concept and execution the original work of the candidate in a form suitable for publication. The thesis must be submitted within four years of completion of the residency requirement. The candidate is required to defend the thesis before a jury appointed by the Faculty of Graduate Studies and Research consisting of no fewer than five adjudicators.

## Prizes AND AWARDS

**José Bogolasky Memorial Prize in Public International Air Law** – Established by friends and colleagues of Mr. Bogolasky-Sack, LL.M. '76, the Prize is awarded annually to the Institute of Air and Space Law Master's candidate who achieves the highest standing in Public International Air Law.

**Nicolas Mateesco Matte Essay Prize** – Founded in 1978 by Dr. Nicolas M. Matte, O.C., Q.C., the Prize is awarded to the Institute of Air and Space Law student in the first year of residence receiving the highest marks in Space Law courses.

**Setsuko Ushida-Aoki Prize** – Established in 2000 by Dr. Setsuko Ushioda-Aoki (D.C.L. '93), the Prize is awarded to a graduate student on the basis of academic merit and contribution to class activities at the Institute of Air and Space Law.

**Morrow Fellowship** – Established by the friends and colleagues of Robert E. Morrow, Q.C., the Fellowship is awarded to outstanding students entering the first year of graduate studies in the Institute.

**Greenshields Scholarships** – Bequeathed in memory of Chief Justice R. A. E. Greenshields, the scholarships are awarded to outstanding Canadian or foreign students entering the first year of graduate studies in the Faculty of Law. These research scholarships are awarded to outstanding Master's candidates who have begun their theses and require funds to defray research expenses.

**Wainwright Scholarships** – The scholarships are awarded to outstanding Canadian or foreign students entering the first year of graduate studies or proceeding from the LL.M. to the D.C.L. programme.

**John and Edmund Day Award for Graduate Studies in Law** – Established in 1996, the Award is provided to a deserving graduate student.

## Annals of Air and Space Law ANNALES DE DROIT AÉRIEN ET SPATIAL

For more than a quarter century, the Institute of Air and Space Law has published the *Annals of Air and Space Law*, a specialized journal devoted to promoting scholarship in the field of air and space law. Founded in 1976, the *Annals* has developed, and now maintains, an international reputation among the most highly respected legal publications dedicated to the issues attendant to aerospace activities.

Le Comité de rédaction des *Annales* accepte les manuscrits originaux et inédits, en anglais et en français. L'acceptation des articles dépend d'un processus d'évaluation anonyme effectué par le Comité de rédaction, en concertation avec des évaluateurs externes.

## Institute of Air and Space Law Association ASSOCIATION DE L'INSTITUT DE DROIT AÉRIEN ET SPATIAL

It has been over four decades since a diminutive dynamo by the name of Sheila Macbrayne used her formidable organizing skills to inspire and animate the Institute of Air and Space Law (IASL) Association. As a graduate of the IASL's third class in 1954, she had the vision of celebrating its unique character through an alumni organization that would serve as a vehicle for bringing together its global family.

Today, the IASL Association has over 800 members in more than 120 countries around the world, many of whom have played pivotal roles in the development of international civil aviation and space related activities over the years. The Association has always been a strong supporter of the IASL, and was a leading proponent of the fund-raising campaign recently undertaken by McGill University's Faculty of Law on the IASL's behalf. The Association's dinners and holiday parties, established and organized for many years by Ms. Macbrayne, remain the focal point for annual gatherings by faithful IASL alumni.

In addition, affiliated groups such as the Association of European Alumnae and Alumni of the Institute of Air and Space Law have established a highly successful and popular formula of bi-annual meetings at different locations in Europe, which are invaluable in promoting and maintaining friendships and professional contacts among graduates. The IASL Association works to encourage and assist in the establishment of similar regional affiliates in other parts of the world where our membership is strong.

We would like to take this opportunity to express the Association's sincerest congratulations to the IASL and its staff on the occasion of its 50th anniversary, as well as our best wishes for the future.



George Petsikas  
Past-President (1996-2002)  
IASL Association



Mark MacKeigan  
President  
IASL Association

## Association of European ALUMNAE AND ALUMNI

The Association was founded in 1988 in Munich. Its purpose is to establish and further the relations among its members, both professionally and socially, as well as to help its members stay in touch with and support the IASL.

To that end, the Association organizes meetings in different European venues every second year, as well as occasional events in Montreal. Meetings have been held in Munich (1988), Rome (1990), Brussels (1992), Cannes (1994), Glasgow (1996), Vienna (1998), and Amsterdam (2000). The 2002 gathering takes place in Ljubljana, Slovenia. Although the focus of the activities of the Association is on Europe, all graduates are welcome to join and participate. Through the generous support of individual members of the Executive Committee and sponsors, the Association finances its general activities without assessing membership dues.