12 JUN 1945
DELEGAÇÃO
DOS ESTADOS UNIDOS DO BRASIL

M. R. E. DAS RELAÇÕES EXTERIORES
SERVIÇO DE COMUNICAÇÕES
28 JUN 1945
Nº 8955

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DPD

A Delegação do Brasil à Conferência das Nações Unidas para a Organização Internacional cumprimenta a Secretaria de Estado das Relações Exteriores e tem a honra de remeter-lhe, para os devidos fins, a inclusa comunicação relativa à criação de uma organização internacional de advogados.

São Francisco, em 7 de junho de 1945.

ROBERT W. KENNY
ATTORNEY GENERAL

STATE OF CALIFORNIA
DEPARTMENT OF JUSTICE

On Saturday evening, May 26th at the Clift Hotel, San Francisco, the following lawyers met to exchange views regarding the advisability and feasibility of forming an international organization of lawyers.

The following lawyers were present at the meeting:

UNITED STATES:

Attorney General Robert W. Kenny of California, President of the National Lawyers Guild
Consultant, United States Delegation

Professor Phillip Jessup, Advisor United States Delegation

Martin Popper, Secretary, National Lawyers Guild
Associate Consultant, United States Delegation

Benjamin Dreyfus, Secretary, San Francisco Chapter National Lawyers Guild

GREAT BRITAIN:

Hon. Gerald Fitzmaurice, legal advisor, United Kingdom Delegation

Hon. Maurice Bathurst, legal advisor, British Embassy, Washington, D. C.

SOVIET UNION:

Professor S. B. Krylov, member of Delegation of Union of Soviet Socialist Republics

CHINA:

Judge John C. H. Wu, legal advisor Chinese Delegation

Professor Baadesvant and Monsieur Raoul Aiglon, legal advisors to the French Delegation and Mr. David Simmons, President of the American Bar Association, were also invited, but regretted their inability to attend because of previous engagements.

The following is a synopsis of the discussion which took place at the meeting and which is now submitted to you and other lawyers participating in the San Francisco Conference for study and comment.

There was a full understanding among all participants that the discussion was on a completely unofficial level. All persons spoke as individuals without relation to their status in the San Francisco Conference and also without authority to commit the Governments, the Bar Associations and lawyers of their respective countries. However, everyone present agreed to report the result of the conversations to their respective associations as soon as possible after returning home. It was further agreed that a summary of the discussion should be submitted to all the lawyers connected with the delegations to the Conference, with a view towards receiving their evaluations and comments before the end of the Conference and as a basis for further discussion with their colleagues upon returning home.

Attorney General Kenny and Mr. Popper reported that the National Lawyers Guild of the United States has proposed at various meetings and in published articles discussions among lawyers of the United Nations looking forward to the creation of an international association of lawyers.

Mr. Maurice Bathurst reported that he had been informed by the chairman of a special committee of the American Bar Association that a report was being drafted by that committee in support of a similar objective.

It was generally agreed by all present that an international organization of lawyers should be created as soon as practically possible.

The general objectives of such an organization should include, among others:

1. Cooperation among lawyers to assure the successful functioning of the United Nations Organization,

2. To further the interests and welfare of the legal profession throughout the world,

3. To enhance the development and dignity of international law,

4. To provide a medium for better understanding among the lawyers and peoples of all nations of the various systems of jurisprudence prevailing in each of the United Nations,

5. To facilitate the exchange of jurists, scholars, and legal publications among the lawyers of all nations,

6. To establish more frequent personal contact and fraternity among members of the profession of the various Nations.

A discussion on the structure of such a proposed organization led to the conclusion that it should be composed of representatives of national and local associations of lawyers from the various nations, but that it must be flexible and all inclusive to the end that the varying forms of legal organization in the respective nations should be integrated to allow for full participation by jurists, lawyers, professors of law and all other persons with legal training and background. Since those who were present did not have adequate information regarding the wide variety of forms of legal organization prevailing in many of the countries it was decided that every effort should be made, on the basis of this synopsis, to receive from lawyers on the many delegations their comprehensive views with regard to a solution of this problem.

There was general agreement that the first meeting of the proposed international organization of lawyers should be held, if possible, at the same time and place as the first meeting of the Assembly of Interim Organization of the United Nations Organization. There was some discussion about a proposed name for such an organization. The use of the term Bar Association was generally disfavored on the ground that it had a limited connotation. It was agreed that the name International Lawyers Association was more accurate and desirable.

Since the above discussion took place Mr. Martin Popper has held an informal meeting with Monsieur Raoul Aglion, advisor to the French Delegation and Monsieur Aglion made the suggestion that a preliminary meeting of the lawyers of the sponsoring Nations and France should be held in Washington, D. C. at the earliest possible time to draft concrete proposals for the formation of an international lawyers association and that these proposals could then be used as a basis for a meeting of the lawyers of all the

United Nations. Monsieur Aglion suggested the possibility that the lawyers of the five great powers might be willing to authorize representatives permanently situated in Washington with their respective embassies, to participate in such a preliminary meeting. Your comment on this suggestion would also be extremely useful.

On behalf of the discussion above mentioned we suggest that comments be forwarded to Attorney General Robert W. Kenny, State Building, San Francisco. Copies of your observations will be distributed to the other discussants.