Yearbook Of International Humanitarian Law 2008 2008

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in this thoroughly updated second edition of what has quickly become the definitive text in the field of international humanitarian law ihl leading expert marco sassòli evaluates the application of ihl the way in which hostilities should be conducted against an adversary and the pertinence of traditional distinctions such as that between international and non international armed conflicts

rev ed of handbook of humanitarian law in armed conflicts 1999

international humanitarian law is the law that governs the conduct of participants during armed conflict this branch of law aims to regulate the means and methods of warfare as well as to provide protections to those who do not or who no longer take part in the hostilities it is one of the oldest branches of international law and one of enduring relevance today the oxford guide to international humanitarian law provides a practical yet sophisticated overview of this important area of law written by a stellar line up of contributors drawn from those who not only have extensive practical experience but who are also regarded as leading scholars of the subject the text offers a comprehensive and authoritative exposition of the field the guide provides professionals and advanced students with information and analysis of sufficient depth to enable them to perform their tasks with understanding and confidence each chapter illuminates how the law applies in practice but does not shy away from the important conceptual issues that underpin how the law has developed it will serve as a first port of call and a regular reference work for those interested in international humanitarian law

7 protection of civilians

this innovative book provides a thought provoking introduction to international humanitarian law robert kolb explores the field through questions which are at times challenging and controversial in order to get to the very essence of the subject a

in proportionality in international humanitarian law amichai cohen and david zlotogorski offer a fresh and comprehensive look at the principle of proportionality they discuss various areas in which there are disagreements over the way in which proportionality should be applied and offer original solutions to existing debates moreover they suggest that when applying proportionality the focus of the analysis should be on the procedures leading to the attack and the precautions taken by the attacking force they also discuss the course states should follow in investigating possible violations of the principle

Ôthis is a concise and nuanced overview of international humanitarian law ihl the structure is unusual while the book reflects the state of the law with accuracy and sobriety it nevertheless shows the idealist and philosophical ambitions of the authors legal issues are often discussed within a wider moral and ethical context the authors add many basics on human rights and the enforcement of international law which are not directly relevant for ihl but ensure the reader understands the wider picture Õ D marco sass li university of geneva switzerland this book provides a clear and concise explanation of the central principles of international humanitarian law or the law of armed conflict while situating them in a broader philosophical ethical and legal context the authors consider a range of wider issues relevant to international humanitarian law including its ethical foundations relationship to other bodies of international law and contemporary modes of enforcement this helps to develop a richer context for understanding the law of war and a sound basis for examining the changing nature of contemporary armed conflict the book also discusses important recent decisions by international courts and tribunals tracks the historical development of humanitarian principles in warfare and considers the legal position of states individuals and non state groups principles of

international humanitarian law is an important resource for students of international humanitarian law and international law academics as well as international humanitarian law practitioners

this book gives an up to date and comprehensive analysis of international humanitarian law or the laws of war the author has traced the history of the laws of war and examined their relations with human rights and refugee laws the topics covered include protection to the victims of war prisoners civilians women children the natural environment and cultural property the book contains an updated account of the functioning of the international criminal court and explores the concept of command responsibility as well as the area of private military and security companies besides discussing the law during air and naval warfare the author has critically examined certain challenges which humanitarian law is facing today from cyber warfare nuclear phosphorous and depleted uranium weapons the use of chemical agents and targeted killing this book is an invaluable resource for anyone interested or working in the field of international humanitarian law teachers students lawyers government officials military and police personnel researchers and human rights activists

6 targets on land

this book introduces students to the essential questions of the law of armed conflict and international humanitarian law

now in its third edition this textbook provides an accessible and up to date examination of international humanitarian law with relevant cases examples and discussion questions it offers students and teachers a comprehensive and logical discussion and analysis of the law and the developing trends in theory and practice of the law

this timely second edition provides a thought provoking introduction to international humanitarian law ihl robert kolb provides an updated exploration of the field through questions which are at times challenging and controversial in order to get to the very essence of the subject and give a fresh perspective the result is an exposition of both the law as it stands through its written and unwritten rules and also of the uncertainties gaps controversies and practical problems which have arisen ihl is revealed as a living tool an ever adapting means to an ever remaining need of protection during times of armed conflict

the idea that international humanitarian law ihl and international human rights law ihrl are complementary rather than mutually exclusive regimes generated a paradigmatic shift in the international legal discourse the reconciliation was driven by a humanistic ethos and its purpose was to offer greater protection of the rights to life liberty and dignity of all individuals under all circumstances the complementarity of both regimes currently enjoys the status of the new orthodoxy and simultaneously invites critical reflection this collection of essays accepts the invitation offering diverse assessments of the merits of taking human rights to the battlefields of the twenty first century the book comprises three parts part i focuses on the paradigmatic security based armed conflict vs human rights centered law enforcement paradigms and the normative complexities of the interaction

between both regimes in the fight against terror and in other allegedly new types of wars part ii discusses the interplay between ihrl and ihl in the context of three specific regimes belligerent occupation the european court of human rights and the protection of cultural heritage part iii explores the potential fusion of ihl and ihrl into a new paradigm in two areas post bellum accountability and compensation to victims of war crimes the range of issues multitude of competing norms and narratives and shifting paradigms explored in this collection converse with each other this conversation mirrors the process through which international law paying deference to political realities while simultaneously seeking to transcend them charts new pathways to advance its humanizing project

this collection is meant to provide an overview of the international rules established by treaties and customs for regulating armed conflict and the use of military force around the world

first published in 1998 this book presents an analysis of international humanitarian law the law governing and seeking to mitigate the conduct of armed conflict since the first edition of this work came out in 1990 there have been important developments in the law and sadly a continuing experience of armed conflict and the humanitarian crises which it represents as a result this is not so much an updating as the offering of a new book international humanitarian law is here taken as coterminous with the jus in bello and covers both its geneva and hague elements dealing respectively with the humanitarian protection and assistance of victims of armed conflict and the controls and restrictions placed upon methods and means of warfare the rules and principles of international humanitarian law are presented and analysed in the context of their practical application in warfare with emphasis upon recent experience the work is primarily dedicated to the law relating to international armed conflict but also includes discussion of the relevant law applicable to non international and low level conflict

increasingly war is and will be fought by machines and virtual networks linking machines which to varying degrees are controlled by humans this book explores the legal challenges for armed forces resulting from the development and use of new military technologies automated and autonomous weapon systems cyber weapons non lethal weapons and advanced communications for the conduct of warfare the contributions each written by scholars and military officers with expertise in international humanitarian law ihl provide analysis and recommendations for armed forces as to how these new technologies may be used in accordance with international law moreover the chapters provide suggestions for military doctrine to ensure continued compliance with ihl during this ever more rapid evolution of technology

this book comprehensively covers the entire scope of conflicting rights and duties of the fighting parties and international humanitarian relief actors in non international armed conflicts namely from the moment of the initiation of international humanitarian relief actions till their authorisation and throughout the consecutive stages of the delivery of relief from the practice of frontline humanitarian negotiations this book reconceptualizes how those rights and duties are coming into being and how compliance with agreements on humanitarian access and other international humanitarian law and

international human rights norms can be ensured and or their normativity can be strengthened

this illuminating book explores the nature of international humanitarian law ihl so doing by asking whether it should be seen as a permissive or a restrictive regime an experienced lawyer in the field anne quintin offers an in depth expert analysis of this highly debated topic revealing the true nature of ihl and concluding that whilst ihl initially developed as a restrictive regime composed of prohibitions and prescriptions it nevertheless contains within it rare permissions that allow states to act

this book provides a modern and basic introduction to a branch of international law constantly gaining in importance in international life namely international humanitarian law the law of armed conflict it is constructed in a way suitable for self study the subject matters are discussed in self contained chapters allowing each to be studied independently of the others among the subject matters discussed are inter alia the relationship between jus ad bellum jus in bello historical evolution of ihl basic principles and sources of ihl martens clause international and non international armed conflicts material spatial personal and temporal scope of application of ihl special agreements under ihl role of the icrc targeting objects specifically protected against attack prohibited weapons perfidy reprisals assistance of the wounded and sick definition of combatants protection of prisoners of war protection of civilians occupied territories protective emblems sea warfare neutrality implementation of ihl

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