The Handbook Of International Humanitarian Law

The Handbook of International Humanitarian Law in South Asia
International Humanitarian Law and the Red Cross and Crescent Movement

The Handbook of International Humanitarian Law provides a comprehensive overview of international humanitarian law (IHL). It covers the legal framework governing the conduct of military operations during armed conflict and the protection of civilians and other non-combatants. The handbook is designed for advanced students and practitioners, offering a detailed exploration of key concepts, principles, and case studies.

The handbook focuses on the rights and responsibilities of participants in armed conflict, including combatants, civilians, and non-state actors. It delves into the rules governing warfare, the protection of humanitarian principles, and the role of international organizations in implementing IHL. Each chapter includes case studies and practical examples, making it a valuable resource for understanding the application of IHL in real-world scenarios.

This handbook is essential for anyone seeking a deeper understanding of international humanitarian law, including academics, policymakers, military personnel, and humanitarians. It provides a clear and accessible introduction to the complex and evolving field of IHL, making it a must-read for students and professionals alike.
International Humanitarian Law 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.

The Oxford Handbook of the International Law of Global Security This Handbook provides a cutting edge study of the fast-developing field of international law on the protection of cultural heritage by taking stock of the recent developments and of the core concepts and current challenges. The legal protection of cultural heritage has come under renewed focus from the international community and states since the 1990s. This is evidenced by the adoption of a range of international instruments. Countries are also enacting cultural heritage legislation or overhauling existing laws within their own national territory. Contributions address the protection of immovable and movable, tangible and intangible cultural heritage in peacetime and in the event of armed conflict as well as the interaction between specific regimes of cultural heritage protection with other fields of international law, including international criminal law, human rights and humanitarian law, environmental law, international trade, investments, and intellectual property. The last part of the Handbook covers diverse regional systems of heritage protection.

International Humanitarian Law and the International Red Cross and Red Crescent Movement The prohibition of the use of force in international law is one of the major achievements of international law in the past century. The attempt to outlaw war as a means of national policy and to establish a system of collective security after both World Wars resulted in the creation of the United Nations Charter, which remains a principal reference for the law on the use of force to this day. There have, however, been considerable challenges to the law on the prohibition of the use of force in international law.

The Handbook reviews the status of the law on the use of force, and assesses what changes, if any, have occurred in recent years. It offers a critical and targeted commentary throughout, all major aspects of the prohibition of the use of force. The book is set in context by an extensive introductory section, reviewing the subject, recent challenges, and addressing major conceptual approaches. Its second part addresses collective security, in particular the law and practice of the United Nations organs, and of regional organizations and arrangements. It then considers the substance of the prohibition of the use of force, and of the right to self-defence and associated doctrines. The final section is devoted to armed action undertaken on behalf of peoples and populations. It includes collective determinations of conflicts, resistance to armed occupation, and forcible humanitarian and pro-democratic action. The book is tied together in a substantive conclusion. The Handbook will be essential reading for scholars and students of international law and the use of force, and legal advisers to both government and NGOs.

The Oxford Handbook of International Rules Governing Military Operations This Oxford Handbook is a comprehensive and authoritative study of the modern law on the use of force. Over seventy experts in the field offer a detailed analysis, and to an extent a restatement, of the law in this area. The Handbook reviews the status of the law on the use of force, and assesses what changes, if any, have occurred in recent years. It offers a critical and targeted commentary throughout, all major aspects of the prohibition of the use of force. The book is set in context by an extensive introductory section, reviewing the subject, recent challenges, and addressing major conceptual approaches. Its second part addresses collective security, in particular the law and practice of the United Nations organs, and of regional organizations and arrangements. It then considers the substance of the prohibition of the use of force, and of the right to self-defence and associated doctrines. The final section is devoted to armed action undertaken on behalf of peoples and populations. It includes self-determination conflicts, resistance to armed occupation, and forcible humanitarian and pro-democratic action. The book is tied together in a substantive conclusion. The Handbook will be essential reading for scholars and students of international law and the use of force, and legal advisers to both government and NGOs.

human rights law interact with specific rules and principles of international humanitarian law in particular circumstances. The Routledge Handbook of the Law of Armed Conflict provides a fresh take on the contemporary laws of war and is written for advanced level students, academics, researchers, NGOs and policy-makers with an interest in the field.

The Oxford Handbook of International Humanitarian Law This handbook draws together leading and emerging scholars to provide a comprehensive critical analysis of international refugee law. This book provides an account as well as a critique of the status quo, setting the agenda for future research in the field.

The Oxford Handbook of International Law in Armed Conflict International Humanitarian Law (IHL) is in a state of some turbulence, as a result of, among other things, non-international armed conflicts, terrorist threats and the rise of new technologies. This incisive book observes that while states appear to be reluctant to act as agents of change, informal methods of law-making are flourishing. Illustrating that not only courts, but various non-state actors, push for legal developments, this timely work offers an insight into the causes of this somewhat ambivalent state of IHL by focusing attention on both the legitimacy of law-making processes and the actors involved.

Research Handbook on International Criminal Law On a global scale, the central tool for responding to complex security challenges is public international law. This handbook provides a comprehensive and systematic overview of the relationship between international law and global security.

The Handbook of the International Law of Military Operations The Routledge Handbook of International Human Rights Law provides the definitive global survey of the discipline of international human rights law. Each chapter is written by a leading expert and provides a contemporary overview of a significant area within the field. As well as covering topics integral to the theory and practice of international human rights law the volume offers a broader perspective though examinations of the ways in which human rights law interacts with other legal regimes and other international institutions, and by addressing the current and future challenges facing human rights. This highly topical collection of specially commissioned papers is split into four sections: The nature and evolution of international human rights law discussing the origins, theory and practice of the discipline. Interaction of human rights with other legal regimes and other international institutions; and addressing the current and future challenges facing human rights. This includes chapters on the organizations that relate to trade, humanitarian aid, peace operations, and more, as well as chapters on the history of international organizations. The book then looks at the constituent parts and internal functioning of international organizations. This addresses the internal management of the organization, and includes chapters on the distribution of decision-making power within the organization; the role of Secretaries-General and other heads, budgets and finance, and other elements of complex bureaucracies at the international level. This book is essential reading for scholars, practitioners, and students alike.

International Humanitarian Action Place is inextricably linked to history by way of culture, language, philosophy, faith and the development of worldviews. This volume addresses the lacuna in the subject area of international humanitarian law. Drawing on authoritative perspectives and interviews with experts in and on this topic, including four of the region's most distinguished international judges, forty-one chapters thematically examine the development of international humanitarian law, practice and application of international humanitarian law, implementation and enforcement of international humanitarian law, and looking to the future and enhancing compliance with international humanitarian law. The expert contributors draw out unique features, providing fresh insights to scholarship. Contributions on and from the area also grapple with the regional commitments to humanitarianism generally, illuminating how and why international humanitarian law might be more readily accepted or ignored in armed conflicts in the region.

Asian Perspective on International Humanitarian Law 'This timely, valuable and thought-provoking contribution to our understanding of the vibrant new subject that is international criminal law, is a great addition to the literature and to our understanding. Professor Bart Brown deserves real appreciation for bringing it together.' - Philippe Sands QC, University College London and Matrix Chambers, UK 'The Research Handbook is a comprehensive up-to-date guide to one of the youngest yet most dynamic areas of international law. It tackles the pertinent challenges and opportunities, starting with the classical issues like categories of international crimes and complementarity, going on to address the problems ahead including the Guantanamo regime, crimes against women and the status of private security contractors. The Handbook will be a valuable source for both general and advanced international criminal law researchers.' - James Crawford, Cambridge University, UK This carefully regarded and well-structured handbook covers the broad range of norms, practices, policies, processes and institutional mechanisms of international criminal law, exploring how they operate and continue to develop in a variety of contexts. Leading scholars
in the field and experienced practitioners have brought together their expertise and perspectives in a clear and concise fashion to create an authoritative resource, which will be useful and accessible even to those without legal training. The Research Handbook on International Criminal Law will appeal to practitioners who may want to defend, or prosecute, international criminal law cases, and academics researching and writing on international criminal law. Graduate students studying international criminal law, international human rights or international humanitarian law as well as those studying international justice, international politics, international organization or public policy analysis, will also find this book invaluable.

Research Handbook on Global Health Law The Routledge Handbook of Human Rights and Disasters provides the first comprehensive review of the role played by international human rights law in the prevention and management of natural and technological disasters. Each chapter is written by a leading expert and offers a state-of-the-art overview of a significant topic within the field. In addition to focussing on the role of human rights obligations in disaster preparedness and response, the volume offers a broader perspective by examining how human rights law interacts with other legal regimes and by addressing the challenges facing humanitarian organizations. Preceded by a foreword by the International Law Commission’s Special Rapporteur on the Protection of Persons in the Event of Disasters, the volume is divided into four parts: Part I: Human rights law and disasters in the framework of public international law Part II: Role and application of human rights law in disaster settings Part III: (Categories of) rights of particular significance in a disaster context Part IV: Protection of vulnerable groups in disaster settings Providing up-to-date and authoritative contributions covering the key aspects of human rights protection in disaster settings, this volume will be of great interest to scholars and students of humanitarianism, international law, EU law, disaster management and international relations, as well as to practitioners in the field of disaster management.

The Handbook of International Humanitarian Law Peace is an elusive concept, especially within the field of international law, varying according to historical era and between contextual applications within different cultures, institutions, societies, and academic traditions. This Research Handbook responds to the gap created by the neglect of peace in international law scholarship. Explaining the normative evolution of peace from the principles of peaceful co-existence to the UN declaration on the right to peace, this Research Handbook calls for the fortification of international institutions to facilitate the pursuit of sustainable peace as a public good.

The Oxford Handbook of International Cultural Heritage Law This volume by Robert Korb and Giora Gaggioli, contributed by some of the most renowned experts in the field, devotes an impressive amount of legal analysis to the most diverse aspects of the interplay between international humanitarian law and international human rights law in situations of violence, in theory and practice. It is bound to become an indispensable tool for scholars and practitioners alike. Marco Pedrazzi, University of Milan, Italy This fascinating Handbook explores the interplay between international human rights law and international humanitarian law, offering expert analysis on the increasingly complex issues surrounding their application in conflict areas across the world. Contributors to this volume provide a comprehensive treatment of the ongoing relationship between human rights law and humanitarian law, from the historical background and origins of the two bodies of law to their various applications today. Divided into four parts Historical Background, Common Issues, The Need for a Combined Approach, and Monitoring Mechanisms the Handbook presents a rich and varied spectrum of original research and thought from some of the brightest minds in the field. This groundbreaking volume will surely have great appeal for anyone with a professional or academic interest in human rights and humanitarian law, from students to professors to practitioners in the field.

The Law of Armed Conflict This book offers the most authoritative commentary and analysis of international humanitarian law applicable in armed conflict available. It is based upon the joint Service Regulation for the German Ministry of Defence, augmented with extensive international references, and accompanied by commentary by a team of distinguished and internationally renowned experts. Whilst the past decades have seen consistent development of international law applicable in armed conflict, culminating in a series of International Covenants and Protocols, world events in recent years have made reassessment of the law both a timely and topical concern. This Handbook available for the first time in paperback will serve as an indispensable reference source for practising lawyers and academics working in the field of international humanitarian law and for military personnel worldwide.

Research Handbook on International Law and Peace This textbook examines a wide range of humanitarian action issues in five parts, presented by specialists from different academic fields. The respective parts reflect the five core modules of the International NOHA Joint Master’s Programme "International Humanitarian Action": a) World Politics, b) International Law, c) Public Health, d) Anthropology, and e) Management. The book serves as a common basis for teaching at all NOHA universities and aims at imparting the basic knowledge and skills needed to excel in a complex interdisciplinary and international learning context. It provides in-depth information on key international humanitarian principles and values, professional codes of conduct, and the commitment to their implementation in practice. The book will thus be useful for all students of the NOHA Joint Master’s Programme and participants of any courses with a similar content, but also for academics and practitioners affiliated with entities such as international organisations and NGOs. It may also serve as an introduction to anyone with an interest in understanding the numerous and inter-linked facets of humanitarian action.

The Practical Guide to Humanitarian Law International Humanitarian Law is primarily concerned with the protection of the victims of violence resulting from the outbreak of hostilities, and comes into operation at the time of such outbreaks. Its normative development in the last 150 years has been very significant. South Asia, as a region, has witnessed many incidents since the 1940s of inter-state as well as internal violence giving rise to situations which have invited the concerns of humanitarian law. This volume represents the first sustained academic attempt to study these situations. The scheme of the book covers the evolution of the principles of IHL in South Asia in the context of the religious traditions of the nation, national attitudes towards IHL, the application of IHL in specific conflict situations, states of emergency, humanitarian law and human rights, humanitarian organizations, the promotion of IHL in South Asia, and military organizations and the implementation of IHL. It includes a fact sheet on the status of IHL in South Asia, showing national legislation, ratification of, and accession to various international protocols and conventions.

Law-Making and Legitimacy in International Humanitarian Law Now in a comprehensively updated edition, this indispensable handbook analyzes how international humanitarian law has evolved in the face of these many new challenges. Central concerns include the war on terror, new forms of armed conflict and humanitarian action, the emergence of international criminal justice, and the reshaping of fundamental rules and consensus in a multipolar world. The Practical Guide to Humanitarian Law provides the precise meaning and content for over 200 terms such as terrorism, refugee, genocide, armed conflict, protection, peacekeeping, torture, and private military companies—words that the media has introduced into everyday conversation, yet whose legal and political meanings are often obscure. The Guide definitions explains the terms, concepts, and rules of humanitarian law in accessible and reader-friendly alphabetical entries. Written from the perspective of victims and those who provide assistance to them, the Guide outlines the
The Handbook of International Humanitarian Law

Written by a team of distinguished and internationally renowned experts, this Oxford Handbook gives an analytical overview of international law as it applies in armed conflicts. The Handbook draws on international humanitarian law, human rights law, and the law of neutrality to provide a comprehensive picture of the status of law in war.

The Oxford Handbook of International Security

This is the third edition of this influential and comprehensive handbook. Substantive changes in international humanitarian law have taken place recently, including a progressive development of customary law; and the jurisprudence of national courts, international ad hoc tribunals and the International Criminal Court, which have made a reassessment of this vital and important part of international law both timely and topical. New material is extensively incorporated, including new developments in treaty law, such as the 2010 amendments to the ICC Statute, as well as new topics that have been extensively debated in recent years: direct participation in hostilities; air and missile warfare; belligerent occupation; operational detention; and the protection of the environment in armed conflict. The growing need to consider borderline issues of the law of armed conflict and the interplay of international humanitarian law, human rights, and other branches of international law has led to the need for new material being considered in a new light. The commentary both deepens reflection on such innovations, and critically reconsidered views expressed in earlier editions to provide a contemporary analysis of this changing field.

The Oxford Handbook of International Humanitarian Law

International humanitarian law (IHL) protects persons and property affected by armed conflicts. Focusing on the controversies that impact IHL in practice, this much-anticipated book from leading expert Marco Sassòli discusses when IHL applies, its substantive rules, how to ensure its respect and whether the traditional distinction between international and non-international armed conflicts remains relevant.

The Oxford Handbook of the Use of Force in International Law

International Humanitarian Law (international humanitarian law (IHL)) protects persons and property affected by armed conflicts. Focusing on the controversies that impact IHL in practice, this much-anticipated book from leading expert Marco Sassòli discusses when IHL applies, its substantive rules, how to ensure its respect and whether the traditional distinction between international and non-international armed conflicts remains relevant.

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Nations, such as state responsibility for human rights violations and economic sanctions to enforce human rights; Part VII then evaluates the impact of international human rights law over the past six decades from a variety of perspectives. The Handbook is an invaluable resource for scholars, students, and practitioners of international human rights law. It provides the reader with new perspectives on international human rights law that are both multidisciplinary and geographically and culturally diverse.

Gender, Conflict and International Humanitarian Law This book conducts a gendered critique of the ‘principle of distinction’ in international humanitarian law (IHL), with a focus on recent conflicts in Africa. The ‘principle of distinction’ is core to IHL, and regulates who can and cannot be targeted in armed conflict. It states that civilians may not be targeted in attack, while combatants and those civilians directly participating in hostilities can be. The law defines what it means to be a combatant and a civilian, and sets out what behaviour constitutes direct participation. Close examination of the origins of the principle reveals that IHL was based on a gendered view of conflict, which envisages men as fighters and women as victims of war. Problematically, this view often does not accord with the reality in ‘new wars’ today in which women are playing increasingly active roles, often forming the backbone of fighting groups, and performing functions on which armed groups are highly reliant. Using women’s participation in ‘new wars’ in Africa as a study, this volume critically examines the principle through a gendered lens, questioning the extent to which the principle serves to protect women in modern conflicts and how it fails them. By doing so, it questions whether the principle of distinction is suitable to effectively regulate the conduct of hostilities in new wars. This book will be of much interest to students of international law, gender studies, African politics, war and conflict studies, and international relations.

The Nature of International Humanitarian Law This fully updated third edition of The Handbook of International Humanitarian Law sets out an international manual of humanitarian law accompanied by case analysis and extensive explanatory commentary by a team of distinguished and internationally renowned experts. The new edition takes account of recent developments in the law, including the 2010 amendments to the ICC Statute, the progressive evolution of customary law, and new jurisprudence from national and international courts and tribunals. It sheds light on controversial topics like direct participation in hostilities; air and missile warfare; belligerent occupation; operational detention; and the protection of the environment in armed conflict. The book also addresses the growing need to consider the interface between international humanitarian law and human rights, as well as other branches of international law, both during armed conflicts and in post-conflict situations. The commentary both deepens reflection on such innovations, and critically reconsiders views expressed in earlier editions to provide a contemporary analysis of this changing field. Renowned international lawyers offer a broad spectrum of legal opinions, restating the law in this area, which is applicable worldwide. Particular attention is paid to problems of application of the law in recent military campaigns, which are assessed and interpreted in a practice-oriented manner. Based on best-practice rules of global importance, this book gives invaluable guidance to practitioners and scholars of this important body of law.

The Oxford Guide to International Humanitarian Law The growing economic and political significance of Asia has exposed a tension in the modern international order. Despite expanding power and influence, Asian states have played a minimal role in creating the norms and institutions of international law; today they are the least likely to be parties to international agreements or to be represented in international organizations. That is changing. There is widespread scholarly and practitioner interest in international law at present in the Asia-Pacific region, as well as developments in the practice of states. The change has been driven by threats as well as opportunities. Transnational issues such as climate change and occasional flashpoints like the territorial disputes of the South China and the East China Seas pose challenges while economic integration and the proliferation of specialized branches of law and dispute settlement mechanisms have also encouraged greater domestic implementation of international norms across Asia. These evolutions join the long-standing interest in parts of Asia (notably South Asia) in post-colonial theory and the history of international law. The Oxford Handbook of International Law in Asia and the Pacific brings together pre-eminent and emerging specialists to analyse the approach to and influence of key states of the region, as well as whether truly ‘Asian’ trends can be identified and what this might mean for international order.