

ADVANCED PRINCIPLES OF HUMANITARIAN LAW AND POLICY

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Reference Readings

Please find below selected reference readings offered to supplement the pre-course online sessions as well as training modules. These are not required readings; they are offered to provide a reintroduction to or elaboration on topics examined during the training. Some of the readings have been included at the request of presenters, they are marked by an asterisk.

Please also note that selection of cited sources is informed by thematic relevance and quality of material, as well as their electronic accessibility to the general public free of charge.

Introduction to International Humanitarian Law

Derek Jinks, "The Temporal Scope of Application of International Humanitarian Law in Contemporary Conflicts," *IHLRI- HPCR*, (January 2003). Link [here](#).

Francoise Bouchet-Saulnier, "Introduction to International Humanitarian Law," *Crimes of War Project*, (November 2007). Link [here](#).

Frits Kalshoven and Liesbeth Zegveld, "Constraints on the Waging of War: An introduction to international humanitarian law," *International Committee of the Red Cross*, March 2001. Link [here](#).

ICRC Factsheet - "What is International Humanitarian Law?," *International Committee of the Red Cross*, (July 2004). Link [here](#).

ICRC Report on International Humanitarian Law and the Challenges of Contemporary Armed Conflicts, *International Committee of the Red Cross*, (February 2008). Link [here](#).

European Union Guidelines on promoting compliance with international humanitarian law (IHL), (2005/C 327/04). Link [here](#).

Humanitarian Protection and Access

Claude Bruderlein & Jennifer Leaning, "New Challenges of Humanitarian Protection", *BMJ* vol.319, (August 1999). Link [here](#).

Conference of the Luxembourg Group 24-25 May, 2004, International Review of the Red Cross, "Humanitarian Assistance in Armed Conflict," *International Review of the Red Cross*, (December 2004). Link [here](#).

"Protection of Civilians in Armed Conflict," *Report on Wilton Park Conference S02/12*, (November 2002). Link [here](#).

"Special Report: Civilian Protection in Armed Conflict," *United Nations Office for the Coordination of Humanitarian Affairs (OCHA) and Integrated Regional Informational Network (IRIN)*, (April 1, 2003).

Link [here](#).

Conduct of Hostilities and Direct Participation

ICRC, "Direct participation in hostilities," *Report of the International Committee of the Red Cross*, (2003-2005). Link [here](#).

Jean-François Quéguiner, "Direct Participation in Hostilities Under International Humanitarian Law," *International Humanitarian Law Research Initiative Working Paper*, (2003). Link [here](#).

Kenneth Watkin, "Warriors Without Rights? Combatants, Unprivileged Belligerents, and the Struggle Over Legitimacy," *Program on Humanitarian Policy & Conflict Research*, (Winter 2005). Link [here](#).

Marco Sassòli, "Legitimate Targets of Attacks Under International Humanitarian Law," *International Humanitarian Law Research Initiative Working Paper*, Program on Humanitarian Policy and Conflict Research at Harvard University, (January 2003). Link [here](#).

Occupation and Peacebuilding

"Current Challenges to the Law of Occupation," *Proceedings of the Bruges Colloquium*, (20th-21th October 2005). Link [here](#).

HPCR Policy Brief, "IHL in Israel and the Occupied Palestinian Territory," *Program on Humanitarian Policy and Conflict Research*. Link [here](#).

ICRC, "Occupation and International Humanitarian Law: Questions and Answers," *International Committee of the Red Cross*, (August 2004). Link [here](#).

Marco Sassòli, "Occupation and Peacebuilding," *International Humanitarian Law Research Initiative Working Paper*, Program on Humanitarian Policy and Conflict Research at Harvard University, (November 2003). Link [here](#).

IHL and Counterterrorism

Anthony Dworkin, "The Supreme Court's Guantanamo Ruling and the Future of the War on Terror," *Crimes of War Project*, (July 2 2008). Link [here](#).

Gerald L. Neuman, "Counterterrorist Operations and the Rule of Law," *European Journal of International Law*, Vol.15 No.5, (2004). Link [here](#).

Exchange in German Law Journal:

John B. Bellinger III, "Legal Issues in the War on Terrorism," 8 *German Law Journal* 735 (2007). Link [here](#).

Silja N.U. Voenekey, "Response - The Fight against Terrorism and the Rules of International Law - Comment on Papers and Speeches of John B. Bellinger, Chief Legal Advisor to the United States State Department," 8 *German Law Journal* 747 (2007). Link [here](#).

John B. Bellinger III, *Legal Issues in the War on Terrorism - Reply to Silja N.U. Voenekey*, 8 *German Law Journal*. 871 (2007). Link [here](#).

Gabor Rona, "Legal Issues in the 'War on Terrorism' - Reflecting on the Conversation Between Silja N.U. Voneky and John Bellinger," 9 *German Law Journal* (May 2008).

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Non-state Armed Groups and Asymmetry

Herfried Münkler, "The Wars of the 21st Century," *International Review of the Red Cross*, March 2003.

Link [here](#).

HPCR and HEI, "Empowered Groups, Tested Laws, and Policy Options – The Challenges of Transnational and Non-State Armed Groups," *Program on Humanitarian Policy and Conflict Research and Graduate Institute of International Studies Geneva*, (November 2007). Link [here](#).

Liesbeth Zegveld, "Accountability of Armed Opposition Groups in International Law," *Cambridge University Press*, (2002). Link [here](#).

Marco Sassoli, "Transnational Armed Groups and International Humanitarian Law," Occasional Paper Series, *Program on Humanitarian Policy and Conflict Research*, (Winter 2006), Link [here](#).

Michael Schmitt, "The Impact of High and Low-Tech Warfare on the Principle of Distinction," *International Humanitarian Law Research Initiative Briefing Paper*, Program on Humanitarian Policy and Conflict Research at Harvard University, (November 2003). Link [here](#).

"Relevance of International Humanitarian Law to Non-State Actors," *Proceedings of the Bruges Colloquium*, (25th-26th October 2002). Link [here](#).

Robin Geiß, "Asymmetric conflict structures," *International Review of the Red Cross*, (December 2006). Link [here](#).

Toni Pfanner, "Asymmetrical warfare from the perspective of humanitarian law and humanitarian action," *International Review of the Red Cross*, (March 2005). Link [here](#).

Private Security Contractors

Emanuela-Chiara Gillard, "Business goes to war: private military/security companies and international humanitarian law," *International Review of the Red Cross*, No 863, p. 525-572, (September 30 2006). Link [here](#).

Doug Brooks, "Ruthless Humanitarianism," *Good Magazine*, (August 2007). Link [here](#).

"Private Military/Security Contractors in the OPT: An IHL Perspective," *HPCR Policy Brief*, (2008).

Link [here](#).

P.W. Singer, "Humanitarian principles, private military agents: some implications of the privatized military industry for the humanitarian community," *Brookings Institute*, (March 7 2006). Link [here](#).

Peacekeeping Operations and International Humanitarian Law

"Application of international humanitarian law and international human rights law to UN-mandated forces," *International Review of the Red Cross*, (March 31, 2004). Link [here](#).

“Report of the Expert Meeting on Multinational peace operations: Applicability of International Humanitarian Law and International Human Rights Law to UN Mandated Forces,” *International Committee of the Red Cross*, (2003). Link [here](#).

Secretary-General’s Bulletin, “Observance by United Nations forces of international humanitarian law”, *United Nations*, (August 6, 1999). Link [here](#).

Civil- Military Relations

“Civil Military Relationship in Complex Emergencies,” *IASC Reference Paper*, June 28, 2004. Link [here](#).

“Guidance on the relations between Representatives of the Secretary-General, Resident Coordinators and Humanitarian Coordinators”, *a note from the United Nations Secretary-General*, (Fall 2000). Link [here](#).

Manuel Bessler and Kaoruko Seki, “Civil-Military Relations in Armed Conflicts: A Humanitarian Perspective,” *excerpt from article “Liason – A Journal of Civil-Military Humanitarian Relief Collaborations”*, (2006). Link [here](#).

Victoria K. Hold and Henry L. Stimson Center, “The military and civilian protection: developing roles and capacities,” *Overseas Development Institute Human Policy Group Research Briefing*, (March 2006). Link [here](#).

Genocide and Crimes Against Humanity

Diane F. Orentlicher, “Genocide,” *Crimes of War Project*. Link [here](#).

M. Cherif Bassiouni, “Crimes Against Humanity,” *Crimes of War Project*. Link [here](#).

Roy Gutman and David Rieff, *Crimes of War: What the Public Should Know 2.0*, W W Norton and Co Ltd, 2007. Link [here](#).

IHL, International Criminal Law and Enforcement

Daniel Muñoz-Rojas and Jean-Jacques Frésard, “The Roots of Behavior in War: Understanding and Preventing IHL Violations,” *International Committee of the Red Cross*, (October 2005). Link [here](#)

Hortensia D.T. Gutierrez Posse, “The relationship between international humanitarian law and the international criminal tribunals,” *International Review of the Red Cross*, (2006). Link [here](#).

“Improving Compliance with International Humanitarian Law,” *International Committee of the Red Cross*, (October 2003). Link [here](#).