

Status of NGOs in International Humanitarian Law

CLAUDIE BARRAT

Foreword by Georges Abi-Saab



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Status Of Ngos In International Humanitarian Law

Mr. Rohit Manglik



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Status of NGOs in International Humanitarian Law Claudie Barrat, 2014-07-24 In *Status of NGOs in International Humanitarian Law* Claudie Barrat examines the legal framework applicable to NGOs in situations of armed conflict The author convincingly demonstrates contrary to convention that in addition to the ICRC the National Societies and the IFRC numerous other NGOs referenced in humanitarian law treaties have a legal status in IHL and therefore legitimate claim to employ IHL provisions to respond to current challenges On the basis of clear and thorough definitions of these entities Barrat argues that existing NGOs meeting stringent definition can benefit from customary rights and obligations in both international and non international armed conflict *Application of International Humanitarian Law* Mr. Rohit

Manglik, 2024-03-25 EduGorilla Publication is a trusted name in the education sector committed to empowering learners with high quality study materials and resources Specializing in competitive exams and academic support EduGorilla provides comprehensive and well structured content tailored to meet the needs of students across various streams and levels

International Humanitarian Law Marco Sassòli, 2024-02-12 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 Sass li 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 **The Humanitarian Civilian**

Rebecca Sutton, 2021-02-25 In international humanitarian law IHL the principle of distinction delineates the difference between the civilian and the combatant and it safeguards the former from being intentionally targeted in armed conflicts This monograph explores the way in which the idea of distinction circulates within and beyond IHL Taking a bottom up approach the multi sited study follows distinction across three realms the kinetic realm where distinction is in motion in South Sudan the pedagogical realm where distinction is taught in civil military training spaces in Europe and the intellectual realm where distinction is formulated and adjudicated in Geneva and the Hague Directing attention to international humanitarian actors the book shows that these actors seize upon signifiers of civilanness in everyday practice To safeguard their civilian status and to deflect any qualities of combatantness that might affix to them humanitarian actors strive to distinguish themselves from other international actors in their midst The latter include peacekeepers working for the UN Mission in South Sudan UNMISS and soldiers who deploy with NATO missions Crucially some of the distinctions enacted cut along civilian civilian lines suggesting that humanitarian actors are longing for something more than civilian status the civilian plus This special status presents a paradox the appeal to the civilian plus undermines general civilian protection yet as the civilian ideal becomes increasingly beleaguered a special civilian status appears ever more desirable However disruptive these practices may be to the principle of distinction in IHL the monograph emphasizes that even at the most normative level there is no bright line distinction to be found **International Humanitarian Law: Theory, Practice, Context** Daniel

Thürer, 2011-07-11 This book is about international humanitarian law or as it is also called the law of armed conflict or law of war. It emerged from a series of lectures delivered at the Hague Academy of International Law. The author deals with war and the means by which international law attempts to contain and as it were humanize organized violence. But the ambitions of the author go beyond the battlefield. The book explores the many complex ways in which law functions to regulate warfare in theory and practice. The author looks into treaties and other sources of international law but he also tries to step outside the boundaries of black letter law to deal broadly with such matters as the influence of culture in shaping the norms on war, the institutions that develop those norms and work for their universal acceptance, the networks of humanitarian actors in this area and the legal procedures in which the law of war and its various institutions are embedded. The book demonstrates that even wars are in various ways conducted in the shadow of the law.

Status and Rights of NGOs in International Humanitarian Law Claude Barrat, 2010 The Handbook of International Humanitarian Law Dieter Fleck, Michael

Bothe, 2021 This updated and revised fourth edition of The Handbook of International Humanitarian Law offers a systematic assessment of applicable legal principles and rules by a team of distinguished and internationally renowned experts. Book jacket **International Law and Weapons Review** Natalia Jevgilevskaia, 2021-12-16 International law requires that before any new weapon is developed, purchased or modified, the legality of its use must be determined. This book offers the first comprehensive and systemic analysis of the law mandating such assessments. Article 36 of the 1977 Additional Protocol I to the Geneva Conventions. Underpinned by empirical research, the book explores the challenges the weapons review authorities are facing when examining emerging military technology such as autonomous weapons systems and autonomous cyber capabilities. It argues that Article 36 is sufficiently broad to cover a wide range of military systems and offers States the necessary flexibility to adopt a process that best suits their organisational demands. While sending a clear signal that law should not simply follow technological developments but rather steer them, the provision has its limits, however, which are shaped and defined by the interpretative decisions made by States.

Enforcing International Humanitarian Law via Individual Rights Vera Strobel, 2025-09-08 This book centres on the contribution of strategic litigation to the enforcement of international humanitarian law (IHL) with regard to armed conflicts around the world. It examines the instrument of strategic litigation as a vehicle for access to justice and scrutinizes its possibilities and challenges for enforcing compliance with IHL in Germany. In particular, the novel approach of connecting IHL duties set out to protect civilians with individual rights claims and the increased presence of such arguments in strategic cases before domestic courts is analysed. The monograph first provides a general introduction to the term of strategic litigation, its actors and approaches. It then explores the framework for access to justice in Germany and beyond as well as important past and current strategic cases. Further, the crucial impacts as well as raised concerns and key potentials of such cases are discussed. Two detailed case studies are undertaken of the landmark proceedings before German courts in the Ramstein drone case with plaintiffs from Yemen and in the case on the

Kunduz Afghanistan air strike These case studies scrutinize the procedural avenues the legal arguments the resulting court decisions the strategic litigation context and the important impact of the proceedings The work contributes significant and novel findings to the literature on IHL human and fundamental rights and strategic litigation Next to a primary research audience the book s findings are highly relevant for IHL practitioners individual and collective actors in strategic litigation NGOs courts and governments Vera Strobel is a researcher at the Chair of Professor Dr Thilo Marauhn in Public Law and International Law at the Justus Liebig University in Gießen Germany

The Role of International Financial Institutions in International Humanitarian Law Laurie R. Blank, 2002 SCOTT copy 1 From the John Holmes Library collection

The Oxford Handbook of the International Law of Global Security Robin Geiß, Nils Melzer, 2021-02-16 Understanding the global security environment and delivering the necessary governance responses is a central challenge of the 21st century On a global scale the central regulatory tool for such responses is public international law But what is the state role and relevance of public international law in today s complex and highly dynamic global security environment Which concepts of security are anchored in international law How is the global security environment shaping international law and how is international law in turn influencing other normative frameworks The Oxford Handbook of the International Law of Global Security provides a ground breaking overview of the relationship between international law and global security It constitutes a comprehensive and systematic mapping of the various sub fields of international law dealing with global security challenges and offers authoritative guidance on key trends and debates around the relationship between public international law and global security governance This Handbook highlights the central role of public international law in an effective global security architecture and in doing so addresses some of the most pressing legal and policy challenges of our time The Handbook features original contributions by leading scholars and practitioners from a wide range of professional and disciplinary backgrounds reflecting the fluidity of the concept of global security and the diversity of scholarship in this area

The Role of National Courts in Applying International Humanitarian Law Sharon Weill, 2014-03-06 International law is increasingly applied in domestic courts This can result in situations where the courts are being asked to rule on politically sensitive issues especially issues which involve actions during armed conflicts Domestic courts do not show a uniformity of approach in addressing cases concerning international humanitarian law and can often be seen to differ markedly in their response The book argues that different national courts demonstrate different functional roles in different countries These can be situated on a scale from apology to utopia which can be set out as follows 1 the apologist role of courts in which they serve as a legitimating agency of the state s actions 2 the avoiding role of courts in which they for policy considerations avoid exercising jurisdiction over a case 3 The deferral role of courts in which courts defer back to the other branches of the government the responsibility of finding an appropriate remedy 4 the normative application role of courts in which they apply international humanitarian law as required by the rule of law and 5 the utopian role of courts in which they

introduce moral judgments in favour of the protection of the individual beyond the requirements of the law The book investigates the rulings of five key domestic courts those of the UK the USA Canada Italy and Israel to understand how their approaches differ and where their practice can be placed on the methodological scale This analysis has been assisted by the author's extensive field work notably in Israel and in the Occupied Palestinian Territories Providing a detailed understanding each court's function the book offers a critical analysis of the courts' rulings in which both the legal arguments and the political context of cases they have ruled on are examined The book shows that the functional role of the national courts is a combination of contradictions and mixed attitudes and that national courts are in the process of defining their own role as enforcing organs of international humanitarian law

International Humanitarian Law: Origins John Carey, William Dunlap, Pritchard, 2015-01-27 In three distinct volumes the editors bring together a distinguished group of contributors whose essays chart the history practice and future of international humanitarian law At a time when the war crimes of recent decades are being examined in the International Criminal Tribunals for Former Yugoslavia and Rwanda and a new International Criminal Court is being created as a permanent venue to try such crimes the role of international humanitarian law is seminal to the functioning of such attempts to establish a just world order The intent of these volumes is to help to inform where humanitarian law had its origins how it has been shaped by world events and why it can be employed to serve the future The other volumes in this set are *International Humanitarian Law Challenges* and *International Humanitarian Law Prospects* Published under the Transnational Publishers imprint

From Bilateralism to Community Interest Ulrich Fastenrath, 2011 This festschrift dedicated to Judge Bruno Simma traces the development of international law from regulating bilateral state to state relationships towards strengthening the entire international community by protecting human security the global environment and human rights It provides both theoretical and practical insights into these sometimes conflicting goals their basis in international law and the role played by international institutions charged with upholding these values and interests The work thus examines the mechanism by which international law contributes to the realization not only of individual State interests but the interests of the international community as a whole From this vantage point it looks at the various functions that international law fulfills in the international community from law making and institution building towards adjudication and the securing of human rights Taken together the contributions to this book paint a detailed but nevertheless comprehensive picture of the realization of community interest in contemporary international law As professor and judge Bruno Simma has contributed to all of these tasks providing ground breaking theoretical work serving in the International Law Commission and in the Committee for Economic Social and Cultural Rights and finally as a judge at the International Court of Justice in The Hague The three introductory chapters express this unity of life and work

Non-State Actors in International Law Math Noortmann, August Reinisch, Cedric Ryngaert, 2015-08-27 The role and position of non state actors in international law is the subject of a long standing and intensive scholarly debate This

book explores the participation of this new category of actors in an international legal system that has historically been dominated by states. It explores the most important issues actors and theoretical approaches with respect to these new participants in international law. It provides the reader with a comprehensive and state of the art overview of the most important legal and political developments and perspectives. Relevant non state actors discussed in this volume include in particular international governmental organisations international non governmental organisations multinational companies investors and armed opposition groups. Their legal position is considered in relation to specific issue areas such as humanitarian law human rights the use of force and international responsibility. The main legal theories on non state actors position in international law neo positivism the policy oriented approach and transnational law are covered at the beginning of the book and the essential political science perspectives on non state actors role in international politics and globalisation as well as their soft power are presented at the end.

International Humanitarian Law and Non-State Actors Ezequiel Heffes, Marcos D. Kotlik, Manuel J. Ventura, 2019-11-28. This book challenges the traditional approach to international law by concentrating on international humanitarian law and placing the focus beyond States. It reflects on current legal policy and practical issues that concern non State actors in and around situations of armed conflict. With the emergence of the nation State international law was almost entirely focused on inter State relations thus excluding for the most part non State entities. In the modern era such a focus needs to be adjusted in order to encompass the various types of functions and interactions that those entities perform throughout numerous international decision making processes. The contributions that comprise this volume are oriented towards a broad readership audience in the academic and professional fields related to international humanitarian law international criminal law international human rights law and general public international law. Ezequiel Heffes LL.M. is a Thematic Legal Adviser in the Policy and Legal Unit at Geneva Call in Geneva Switzerland. Marcos D. Kotlik LL.M. is Academic Coordinator at the Observatory of International Humanitarian Law of the University of Buenos Aires School of Law and was a Judicial Fellow at the International Court of Justice between 2018-2019 and Manuel J. Ventura LL.M. Hons. is an Associate Legal Officer in the Office of the Prosecutor at the International Residual Mechanism for Criminal Tribunals an Adjunct Fellow at the School of Law at Western Sydney University and a Director of The Peace and Justice Initiative.

Allies That Count Olivier Schmitt, 2018-03-01. What qualities make an ally useful in coalition warfare and when is an ally more trouble than it's worth? Allies That Count analyzes the utility of junior partners in coalition warfare and reaches surprising conclusions. In this volume Olivier Schmitt presents detailed case study analysis of several US allies in the Gulf War the Kosovo campaign the Iraq War and the war in Afghanistan. He also includes a broader comparative analysis of 204 junior partners in various interventions since the end of the Cold War. This analysis bridges a gap in previous studies about coalition warfare while also contributing to policy debates about a recurring defense dilemma. Previous works about coalition warfare

have focused on explaining how coalitions are formed but little attention has been given to the issue of their effectiveness. Simultaneously, policy debates have framed the issue of junior partners in multinational military operations in terms of a trade off between the legitimacy that is allegedly gained from a large number of coalition states vs the decrease in military effectiveness associated with the inherent difficulties of coalition warfare. Schmitt determines which political and military variables are more likely to create utility and he challenges the conventional wisdom about the supposed benefit of having as many states as possible in a coalition. *Allies That Count* will be of interest to students and scholars of security studies and international relations as well as military practitioners and policymakers.

Law-Making and Legitimacy in International Humanitarian Law Püschmann, Jonas, 2021-10-19 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.

Human Rights in Armed Conflict Gerd Oberleitner, 2015-03-05 A comprehensive analysis of the legal challenges and practical consequences of applying international human rights law in armed conflict situations.

The Implementation of International Humanitarian Law Frits Kalshoven, Yves Sandoz, 1989-07

The book delves into Status Of Ngos In International Humanitarian Law. Status Of Ngos In International Humanitarian Law is an essential topic that needs to be grasped by everyone, from students and scholars to the general public. The book will furnish comprehensive and in-depth insights into Status Of Ngos In International Humanitarian Law, encompassing both the fundamentals and more intricate discussions.

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- This book is crafted in an easy-to-understand language and is complemented by engaging illustrations. This book is highly recommended for anyone seeking to gain a comprehensive understanding of Status Of Ngos In International Humanitarian Law.

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