

INDEX

- A Memory of Solferino* (Dunant), 3
 active participation, 208–209
ad hoc tribunals, 192, 201
 Additional Articles relating to the
 Condition of the Wounded in
 War (1868), 221
 Additional Protocols (1977), 4, 6, 57–80
 1973 draft vs. 1977 final text, 63–66
 evaluation, 64, 65–66
 protection of victims of
 international armed conflicts,
 63–64
 protection of victims of
 non-international armed
 conflicts, 64–65
 Articles
 43, 75
 48, 75
 Commentaries, 238–239
 Diplomatic Conference on the
 Reaffirmation and
 Development of International
 Humanitarian Law Applicable
 in Armed Conflicts, 60–62
 drafting of, 45
 history of, 57–60
 ICRC and, 35, 222, 232
 ICRC commentaries to, 241
 nuclear weapons and, 72–76
 problems and loopholes in, 66–79
 nuclear weapons, 72–76
 protection of natural
 environment, 76–79
 protection of victims of
 non-international armed
 conflicts, 68–71
 wars of national liberation, 66–68
 Protocol I: protection of victims of
 international armed conflicts
 1973 draft vs. 1977 final text,
 63–64
 Article 6, 200
 Article 35, 77, 129
 Article 40, 129
 Article 41, 129
 Article 43, 119
 Article 50, 112, 192
 Article 51, 85–86, 112, 114
 Article 52, 129
 Article 54, 91
 Article 55, 77
 grave breaches, 198
 Hague Law and, 220
 list of States party to, 106–107
 ratification of, 89
 States not party to, 97
 Protocol II: protection of victims of
 non-international armed
 conflicts, 220
 1973 draft vs. 1977 final text,
 64–65
 Article 13, 114, 115
 customary humanitarian law and,
 97
 military objectives and civil
 objects, 92–94
 problems and loopholes in,
 68–71
 ratification of, 89, 107
 unifying function of ICL and, 91
 Afghanistan, 87, 97, 121, 161, 248
 al-Qaeda, 131
 Amended Protocol II on Mines,
 Booby-Traps and Other

- Devices (1996), 152, 153, 154, 157, 159, 165
- Angola, 87
- Anti-Personnel Mine Ban Convention (APMBC), 152, 157–158, 180
- anti-personnel mines, 153–158
- annual injuries and deaths from, 155
 - ban on, 155–156
- anti-vehicle mines, 165
- Appeals Chamber, 193, 196
- armed conflicts, 39–43. *See also* war crimes; wars
- international, 63–64, 95–96, 119–121
 - non-international. *See* non-international armed conflicts (NIACs)
 - protection of civilians in, 44–49
 - protection of victims of, 63–65, 68–71
- armed forces, definition of, 119
- armed groups
- continuous combat function, 124
 - dissident, 123
 - organised, 123
 - targetability, 124
- Armenia, 86
- Arms Availability and the Situation of Civilians in Armed Conflict*, 171
- Arms Trade Treaty (2013), 170–175, 180, 202
- Australia, 51, 77
- autonomous weapon systems, 182–184, 248, 255
- Azerbaijan, 86
- Beerli, Christine, 228
- Belgium, 51
- Biological Weapons Convention (1972), 149–150
- bioweapons, 73, 109, 145–151. *See also* weapons
- blinding laser weapons, 166–170
- Bosnian Genocide* case, 120, 191
- Bothe, Michael, 135
- Brazil, 51
- British Red Cross Society, 84, 112
- Bruges Colloquium, 229
- Canada, 68
- Carry, Paul, 38, 42
- Cassese, Antonio, 132
- chemical weapons, 73, 145–151. *See also* weapons
- Chemical Weapons Convention (1993), 149–150
- child combatants, 208–209
- China, 73, 74, 250
- civilians
- categories, 44
 - definition of, in Article 50(1) of Additional Protocol I, 192
 - employees in armed conflicts, 130–132
 - protection of, 31, 44–49
- cluster munitions, 161–164
- Cluster Munitions Coalition, 161
- Coalition for the International Criminal Court, 187
- Colombia, 97–98, 101, 240
- Committee of Five, 218
- Conference of Government Experts for the Study of the Conventions for the Protection of War Victims, 33, 34, 64
- Conferences of Government Experts on the Reaffirmation and Development of International Humanitarian Law Applicable in Armed Conflicts, 60
- continuous combat function, 122, 240
- contracting parties, 106–107
- Control Arms campaign, 173
- Convention on Certain Conventional Weapons (1980), 90
- Additional Protocol I and, 107
 - Amended Protocol I of, 152
 - cluster munitions, 161–164
 - Protocol IV, 166, 169
 - Protocol V, 159–160, 161
 - Review Conference, 167–169
- Convention on Cluster Munitions (CCM), 152, 163
- Convention on the Prohibition of Military or any Other Hostile Use of Environmental Modification Techniques (1976), 76

- conventional weapons, 73. *See also*
 weapons
- Copenhagen Process, 117, 225, 240
- criminal law. *See* international criminal
 law
- Customary Humanitarian Law Study*
 (2005), 113, 117
- customary international law
 functions of, 89–96
 adapting, 92–96
 unifying, 89–92
- ICRC and, 83–112, 233–237
 historical background, 84
 impact of study, 96–102
 mandate, 87–89
 publications, 84
 reactions to study, 102–111
- opinio juris* assessment, 110
- persistent objector rule, 110–111
- required density of practice,
 108–110
- States and
 contracting vs. non-contracting,
 106–107
 contribution of, 107–108
 physical and verbal acts of,
 104–106
- Customary Law Study, 207
- cyberspace, 254–255
- cyberwarfare, 248
- Czechoslovakia, 77
- Declaration on Principles of
 International Law concerning
 Friendly Relations and
 Cooperation among States, 68
- Dimitri, Victor, 47
- Diplomatic Conference in Geneva
 (1949), 32–38
 achievements, 44
 Final Record, 39, 41
 ICRC proposal, 51
- Diplomatic Conference on the
 Reaffirmation and
 Development of International
 Humanitarian Law Applicable
 in Armed Conflicts, 60–62,
 153–154
- 1973 draft vs. 1977 final text, 63–66
 evaluation, 64, 65–66
 protection of victims of
 international armed conflicts,
 63–64
 protection of victims of
 non-international armed
 conflicts, 64–65
- Draft Protocols I and II, 66
- main committees, 61
- problems and loopholes in, 66–79
 nuclear weapons, 72–76
 protection of natural
 environment, 76–79
 protection of victims of
 non-international armed
 conflicts, 68–71
 wars of national liberation,
 66–68
- procedures of, 62–63
- sessions, 61
- Working Group, 68
- direct attack, use of force in, 127–130
- direct participation in hostilities
 (DPH), 113, 138
 background, 114–117
 children, 208–209
 civilians in international armed
 conflict, 119–121
 civilians in non-international armed
 conflict, 121–127
 critics, 117–119
 private contractors and civilian
 employees, 130–132
 restraints on use of force in direct
 attack, 127–130
 struggle for interpretation, 132–136
- Disarmament Conference on the
 Reduction and Limitation of
 Weapons, organised, 149
- discrimination, 179–180
- dissident armed forces, 123
- Documentation Centre (1928), 148
- Doswald-Beck, Louise, 54
- DPH. *See* direct participation in
 hostilities (DPH)
- Draft Convention for the Protection of
 Civilians (1934), 45–46

- Draft Framework Convention on
 International Arms Transfers,
 173
 drones, 240
 Dufour, Henri, 29
 Dunant, Henry, 3–4, 28, 83, 227
- Egypt, 77
 enemy aliens, 44
 enemy civilians, 45
 Eritrea, 90–91
 Ethiopia, 90–91
 Ethiopia-Eritrea Claims Commission,
 90–91
 explosive remnants of war (ERW), 152,
 158. *See also* weapons
- Finland, 77
 First Geneva Convention, 4, 219
 drafting and signing of, 28
 Hague Convention (III) and, 221
 ICRC and, 243
 ratifications, 221
 revision of, 221
 First Hague Peace Conference of 1899,
 221
 Focarelli, Carlo, 134
 Fourth Geneva Convention. *See*
 Geneva Convention on the
 Enforcement of Foreign
 Arbitral Awards
 France, 42, 43–44, 51, 73, 74, 86
Furundžija case, 190
- Galić* case, 189, 192
 Garraway, Charles, 211
 Geneva Committee, 218
 Geneva Convention (1864), 4, 219
 drafting and signing of, 28
 Hague Convention (III) and, 221
 ICRC and, 243
 ratifications, 221
 revision of, 221
 Geneva Convention (1906), 4
 adoption of, 29–30
 Article 31, 221
 ICRC and, 243
 revision of, 34
- Geneva Convention (1929), 4
 Article 69, 33
 ICRC and, 243
 IHL and, 222
 revision of, 34
 violations of, 196
 Geneva Convention (1949), 4
 Additional Protocols. *See* Additional
 Protocols (1977)
 Additional Protocols (1977). *See*
 Additional Protocols (1977)
 adoption of, 238–239
 Articles
 1, 170, 252
 2: armed conflict, 39–43
 3: non-international armed
 conflict, 43–44, 64, 69, 70, 92,
 114, 216, 220, 253
 4: protected person, 119
 5: suspension of persons' rights, 48
 6, 47
 Diplomatic Conference in 1949,
 32–38
 grave breaches regime, 49–52
 ICRC and, 6, 25–56, 197, 222–223,
 238, 243, 245
 ICRC commentaries to, 241
 IHL and, 222
 protection of civilians in armed
 conflicts, 44–46, 49
 provisions, 38–52
 sections, 46
 signing and ratification of, 30
 Geneva Conventions
 acceptance by States, 28
 historical evolution of, 29–31
 ICRC's role in revision of, 37
 Geneva Law, 146, 216, 220, 243
 Geneva Protocol (1925), 147–148, 179
 Germany, 76
 Goodman, Ryan, 132
Gotovina et al. case, 101, 193
 grave breaches regime, 49–52
 Graven, Jean, 36, 49
 Great War, 30
Group Biotope, 77
 Group of Governmental Experts
 (GGE), 159, 162

- guerrilla warfare, 60
 Gulf War of 1991, 78, 86
- Hadžihasanović* case, 95, 100, 207
 Hague Convention (1899), 30
 Hague Convention (1907), 30, 40, 147, 220
 Hague Convention (1954), 90, 106
 Hague Law, 45, 146, 220, 243
 Hague Peace Conference (1899), 243
 Hague Peace Conference (1907), 243
 Hague Regulations (1899), 145
 Hague Regulations (1907), 30, 31, 145
- Hamas, 131
Hamdan decision, 99
 Henckaerts, Jean-Marie, 53, 54
 High Contracting Parties, 197
 Additional Protocol I and, 93
 Additional Protocol II and, simplification process of, 94–95
 armed conflict between, 40, 42
 conflict with a Power not bounded by Convention, 41
 grave breaches, 50
 partial or total occupation of, 40
- hors de combat*, 189
 hospital zones, 46
 Huber, Max, 32, 35, 36, 37, 49
 Human Rights Council (HRC), 98, 241, 249, 251
 Human Rights Watch, 169
 humanitarian law. *See* international humanitarian law
 humanization of warfare, 193
- ICCTs. *See* International Criminal Courts and Tribunals
 ICL. *See* international criminal law
 ICRC. *See* International Committee of the Red Cross
 ICTR. *See* International Criminal Tribunal for Rwanda
 ICTY. *See* International Criminal Tribunal for the Former Yugoslavia
 IHL. *See* international humanitarian law
- India, 75
 Intergovernmental Group of Experts for the Protection of War Victims (1995), 88, 232
 international armed conflict, 63–64, 95–96, 119–121
 International Commission of Experts for the Legal Protection of Civilian Populations against Aero-Chemical Warfare, 148
 International Commission of Inquiry, 97–98
 International Commission of Inquiry on Darfur (2004–2005), 91
 International Committee of the Red Cross (ICRC), 48
 Additional Protocols (1977) and, 57–80
 Advisory Service for International Humanitarian Law, 88
 Challenges Reports, 228–229
 commentaries, 241
 Commentaries on the Laws of England (Blackstone), 52–53
 Commentary to API, 114
 contemporary and future challenges, 249–255
 creation of, 35
 Customary Law Study, 224, 234–235, 237
 draft articles, 72
 Draft Material field of application, 70
 functions of, 188
 advocacy/dissemination, 188
 guardianship, 188–194
 protection, 188, 194–196
 Geneva Conventions (1949), influence on, 25–56
 after 1949, 52–54
 3: non-international armed conflict, 43–44
 armed conflict, 39–43
 Diplomatic Conference in 1949, 32–38
 non-international armed conflict, 43–44
 substantive provisions, 38–52

- historical evolution of, 28–29
- history, 218–225
- ICCTs and, 194–195, 203–209
 - shared methodologies, 204–207
 - systemic relationship, 209–210
 - use of authority and
 - cross-fertilisation, 207–209
- ICL and, 185–212
 - clarification of status of positions, 211–212
 - correlation in, 185–186
 - guardianship, 188–194
 - mandate, 212
 - prevention and compliance, 201–203
 - protection, 194–195
 - structural independence, 187–196
 - synergies, 186–187
- IHL and, 83–112
 - disarmament, 179–180
 - historic role in development of, 177
 - historical background, 84
 - humanitarian consequences of
 - certain weapons, 177–179
 - implementation of cardinal rules, 176–177
 - mandate, 87–89
 - publications, 84
- Institutional Strategy 2015–2018, 249
- institutional structure and network, 244–248
- interpretative guidance on direct participation in hostilities, 113, 138, 224, 239–240
 - background, 114–117
 - civilians in international armed conflict, 119–121
 - civilians in non-international armed conflict, 121–127
 - critics, 117–119
 - direct participation, 132–136
 - private contractors and civilian employees, 130–132
 - restraints on use of force in direct attack, 127–130
 - struggle for interpretation, 132–136
- limits/prohibitions on use of certain weapons, 141–184
 - anti-personnel mines, 153–158
 - Arms Trade Treaty, 170–175
 - biological weapons, 145–151
 - blinding laser weapons, 166–170
 - chemical weapons, 145–151
 - cluster munitions, 161–164
 - explosive remnants of war (ERW), 158
 - weapons that keep on killing, 151–165
- Medical Division, 154
- modus operandi, 225–242
 - amplifying momentum for
 - normative development, 230–233
 - international treaty law, 226–233
 - raising awareness of humanitarian challenges, 226–230
 - role in customary international law, 233–237
 - role in humanitarian norm
 - content clarification, 237–242
 - role in norm clarification, 233
 - spotting protective loopholes, 226–230
- Montreux Symposium, 155
- revision of Geneva Conventions, 37
- role in international humanitarian law, 215
 - as global humanitarian norm entrepreneur, 218–225
 - growing importance of IHL and, 248–249
 - as guardian and promoter, 215
 - humanitarian mission, 242–249
 - non-State actor involvement in law-making processes and, 248–249
- role of, 2, 6
- Study on Customary International Law, 189
- International Conference of the Red Cross, 223
- New Delhi (1957), 153
- Vienna (1965), 232

- International Conference of the Red Cross and Red Crescent, 6, 12–13, 231, 233
 10th (1921), 147
 25th (1986), 166
 26th (1995), 88, 171
 27th (1998), 172
 31st, 230
 32nd, 231
 Challenges Reports, 228–229
 conferences and workshops, 229–230
 IHL compliance, 251
 mandate to ICRC, 233
 resolutions, 141
 Tokyo (1934), 31
- International Conference of the Red Cross Societies, 221
- International Court of Justice
 Advisory Opinion on Nuclear Weapons (1996), 75
Bosnian Genocide case, 120, 191
 IHL and, 144
 Statute, Article 38 of, 205
- International Criminal Court
 Relationship Agreement with UN, 196
 Rules of Procedure and Evidence, 195, 223
 Statute, 209
- International Criminal Courts and Tribunals (ICCTs)
 application and interpretation of IHL by, 189–190
 creation of, 187, 202
 decisions as subsidiary source of international law, 206
 ICRC and, systemic relationship, 209–210
 jurisprudence on
 internationalization of NAICs, 191
 progressive development of law in case laws, 192
 purposes of, 194–195
 international criminal law, 185–212.
See also international humanitarian law
 growth of, 186
- ICRC and, 185–212
 clarification of status of positions, 211–212
 correlation in, 185–186
 guardianship, 188–194
 mandate, 212
 prevention and compliance, 201–203
 protection, 194–195
 structural independence, 187–196
 synergies, 186–187
 international humanitarian law and, 210–211
- International Criminal Tribunal for Rwanda (ICTR), 223
 grave breaches regime and, 52
 international armed conflicts and, 71
- International Criminal Tribunal for the Former Yugoslavia (ICTY), 236
 Article 3 of Statute, 100
 grave breaches regime and, 52
 ICRC's confidentiality interest and, 223
 IHL and, 122, 132
 international armed conflicts and, 71
 Martens clause and, 204
- International Federation of Red Cross and Red Crescent Societies, role of, 10–11
- International Humanitarian Fact Finding Commission, 250, 252
- international humanitarian law. *See also* international criminal law
 Arms Trade Treaty and, 170–175
 cardinal principles of, 87
 common article 2 and, 39
 development of, 11–12, 14–15
 domestic implementation and operationalization of, 238
 enforcement of, 15–16
 functions of, 89–96
 adapting, 92–96
 unifying, 89–92
 growing importance of, 247
 guardians/interpreters of, 193–194
 Hague law part of, 45
 ICRC and, 83–112
 historical background, 84

- impact of study, 96–102
 - mandate, 87–89
 - publications, 84
 - reactions to study, 102–111
- international criminal law and, 210–211
- interpreting and applying, 193
- limits/prohibitions on use of certain weapons, 141
- military necessity and, 129
- non-international armed conflict and, 97
- opinio juris* assessment, 110
- ownership and interpretation of, 133
- persistent objector rule, 110–111
- preventing violence and violations of, 201
- required density of practice, 108–110
- States and
 - contracting *vs.* non-contracting, 106–107
 - contribution of, 107–108
 - physical and verbal acts of, 104–106
 - violations of, 198
 - war crimes and, 49
- International Law Commission (ILC), 79, 216, 246
- International Military Tribunal, 36, 49
- International Red Cross and Red Crescent Conference, 11, 246, 251
- International Red Cross and Red Crescent Movement, 1–3
- historical developments, 3–5
- history, 218
- ICRC's structure/network and, 245
- IDRL Guidelines, 11
- individual States and, 12–16
 - general issues, 12–14
 - IHL development, 14–15
 - IHL enforcement, 15–16
- international humanitarian law
 - development and, 11–12
 - main tasks of, 5–6
 - mission of, 6
 - quadrennial conference, 247
 - role of components, 17
 - Statutes, 6, 10, 88, 141, 195, 223, 231, 237
 - strategic engagement, 196–200
 - volunteers, 4
- International Red Cross Conference
 - Istanbul (1969), 58–59
 - New Delhi (1957), 58
 - Stockholm (1948), 34, 38, 42
 - Tokyo (1934), 45
 - Vienna (1965), 58–59
- International Review of the Red Cross, 147
- international treaty law, 226–233
- Interpretive Guideline on Direct Participation in Hostilities, 208
- Iran-Iraq war, 85–86
- Iraq, 86, 97, 161–164, 227, 248, 253
- Ireland, 77
- Islamic State, 247, 250
- Israel, 97, 99–100
- Israel Defence Forces (IDF), 99
- Israel Supreme Court, 99
- Italy, 51
- Jacobsson, Marie, 79
- Jink, Derek, 132
- Jiyeh power station, bombing of, 78
- jus ad bellum*, 66, 67, 192, 200
- jus cogens*, 111
- jus in bello*, 66, 67, 192, 196, 200
- Kampala compromise, 202–203
- Kellenberger, Jakob, 79, 101
- Koskenniemi, Martti, 133
- Kosovo, 86, 91, 158
- Kratochwil, Friedrich, 134
- Kriegsraison*, 133
- Kunarac* case, 190
- Kunduz airstrike (2009), 240
- Kupreškić* case, 190–191, 204
- Kuwait, 78
- Lauterpacht, Hersch, 36, 37, 49
- Law of War Manual (US Department of Defense), 253
- League of Nations, 147
- League of Red Cross Societies, 33, 37
- Lebanon, 78, 86, 98, 161–164

- lex specialis*, 191
 Libya, 91, 97–98
 Lieber code, 115
Lomé Amnesty case, 200
Lubanga case, 120, 196, 208
- Manual on Air and Missile Warfare, 241
- Martens clause, 143, 156, 204
Martić case, 191, 192, 208
 Maurer, Peter, 226, 251
 Melzer, Nils, 116, 126
 Meron, Theodor, 112, 204
 Middle East, 250
 military manual, 109
 military tribunals, 186
 Mixed Medical Commission, 33
 Montreux Document, 224, 239
 Montreux Process, 239
 Montreux Symposium, 155
 Mouton, Martinus, 36, 49
 Moynier, Gustave, 29, 180
- National Committee on International Human Law, 7–9
 National Red Cross and Red Crescent Societies, 33
 National Red Cross Societies, 2, 3
 IHL development, 13–15
 IHL enforcement, 15–16
 recruitment procedures, 16
 role of, 7–10
 NATO. *See* North Atlantic Treaty Organisation (NATO)
 natural environment, protection of, 76–79
 Nazis, 32
 Netherlands, 51
 New Delhi Rules, 58, 72
 New Zealand, 68
Nicaragua test, 120
 Nolte, Georg, 238, 244
 non-binding outcome instruments, 231
 non-contracting parties, 106–107
 non-governmental organisations (NGOs), 178, 245
 non-international armed conflicts (NIACs)
- Additional Protocol II and, 97
 civilians in, 121–127
 customary humanitarian law and, 97
 internationalization of, 191
 minimum standards applicable in, 43–44
 non-binding outcome instruments, 231
 protection of victims, 59
 protection of victims of, 64–65, 68–71
 regulation of, 95–96
 non-State actors, involvement in international legislative process, 248–249
 non-State forces, 123
 norm clarification projects, 249
 North Atlantic Treaty Organisation (NATO), 86, 91, 249
 North Ireland, 124
 Norway, 41, 51, 77
 nuclear consensus, 72
 nuclear weapons, 72–76, 181–182. *See also* weapons
nullum crimen sine lege principle, 100
 Nuremberg Trials, 50
 Nuremberg Tribunal, 36
- opinio juris*, 110
 opt out clause, 199
 Oslo Declaration, 163
 Ottawa Declaration, 157
 Ottawa Treaty, 153
- Pakistan, 240
 Paris Conference on the Prohibition of Chemical Weapons (1989), 149
 Permanent International Committee, 218
 Permanent International Committee for the Relief of Wounded Soldiers, 28–29
 persistent objector rule, 110–111
 Philimore, Henry, 36, 49
 Pictet, Jean, 38, 53, 63
 Pilloud, Claude, 38, 47
 Preparatory Committee, 198
 Principle IX, 128–129

- Prisoner of War Convention (1929), 40, 49
 prisoners of war, 198
 private contractors, 130–132
 protected persons, 192, 243
- rape, 190
- Red Crescent Societies, 2, 3
 IHL development, 13–14
 IHL enforcement, 15–16
 role of, 7–10
- Representative of the
 Secretary-General on Internally
 Displaced Persons, 98
- Rhodesia, 85
 Romania, 73
 Rome Statute, 117, 198
 Russia, 220, 247, 250
 Rwanda, 87
- safety zones, 46
 San Remo Roundtable, 87, 229
 Santos, Bonaventura de Sousa,
 135
 Schmitt, Michael, 131
 SCSL. *See* Special Court for Sierra
 Leone (SCSL)
- Second Conference of Government
 Experts, 76
- Second Geneva Convention, 4
 adoption of, 29–30
 Article 31, 221
 ICRC and, 243
 revision of, 34
- Security Council, 86, 227, 235
- self-determination, right to, 68
- Silesia, 220
Simić case, 195
Sinn Féin, 124
 Siordet, Frederic, 38
 Sivakumaran, Sandesh, 203
 Somalia, 87
 South African Red Cross, 16
 Spanish Civil War, 41, 57, 220
 Special Committee of the Joint
 Committee, 50–51
 Special Court for Sierra Leone (SCSL),
 200
- Special Rapporteurs, 98
 Special Representative of the
 Secretary-General for Children
 and Armed Conflict, 98
 Special Tribunal for Lebanon, 206
 Sri Lanka, 97
 Saint Petersburg Conference (1868),
 243
 Saint Petersburg Declaration (1868),
 166
 Stahn, Carsten, 247
Stakić case, 190, 207
- States
 contracting vs. non-contracting,
 106–107
 contribution of, 107–108
 physical and verbal acts of,
 104–106
 Stockholm Conference, 49, 51
 Stockholm Draft Conventions, 34
Stop Killer Robots campaign, 182
Strugar case, 208
 Sudan, 77, 91
 Sweden, 166
 Swiss Civil Code, 218
 Swiss Federal Council, 38
 Switzerland, 51, 166
 Syria, 228, 253
 Syrian Arab Red Crescent, 15
- Tadić* case, 95, 120, 132, 189, 236
 Taliban, 121, 247
 Tallinn Manual, 241
Targeted Killings case, 130
 Third Geneva Convention, 4
 Article 69, 33
 ICRC and, 243
 IHL and, 222
 revision of, 34
 signing and ratification of, 30
 violations of, 196
 Third Reich, 32
 Tokyo draft, 31
 Trial Chamber, 209
 Turkey, 86
- Uganda, 77
 Ukraine, 220

- UN Special Representative of the Secretary General on Children and Armed Conflict, 209
- United Kingdom, 51, 73, 74, 86
- United Nations Conference on the Illicit Trade in Small Arms and Light Weapons, 173
- United Nations General Assembly, 43, 241
- United Nations International Conference on Human Rights, 59
- United States of America, 51, 74, 97
- Universal Declaration of Human Rights (UDHR), 43
- unlawful combatants, 121
- USSR, 33
- Venzke, Ingo, 134
- Vienna Convention on the Law of Treaties (VCLT)
 Article 31, 74, 238
 Article 32, 207
- Vietnam, 77
- Vietnam War, 85
- war crimes, 224. *See also* armed conflicts
 courts, 186
 definition of, 197
 grave breaches regime and, 49, 50
 opt out clause for, 199
- wars. *See also* armed conflicts
 explosive remnants of, 152, 158
 guerrilla warfare, 60
 Gulf War of 1991, 78, 86
 of national liberation, 66–68
 against terror, 248
 World War I, 30, 146, 219
 World War II, 32, 45, 220
- Watkin, Kenneth, 125–126
- weapons
 autonomous weapon systems, 182–184, 255
 biological, 73, 109, 145–151
 blinding laser, 166–170
 chemical, 73, 145–150, 151
 cluster munitions, 161–164
 Convention on Certain Conventional Weapons (1980), 90, 107, 152, 159–160, 161–164, 167–169
 Convention on Cluster Munitions (CCM), 152, 163
 conventional, 73
 explosive remnants of war (ERW), 152, 158
 of mass destruction, 74
 nuclear, 72–76, 181–182
 that keep on killing, 151–165
- Wilhelm, Rene, 38
- World Humanitarian Coin, 226
- World War I, 30, 146, 219
- World War II, 32, 45, 220
- Wounded and Sick Convention (1906), 40
- Yemen Red Crescent, 15
- Yugoslavia, 77, 87
- Zimbabwe, 85