

Index of Persons

(References are to page numbers)

- Abtahi, H., 236
 Addicott, J.F., 161
 Agin, E., 104
 Akande, D., 110, 203, 288–9
 Akehurst, M., 341
 Akkerman, R., 182
 Al-Bashir, O., 388
 Albrecht, A.R., 342
 Alford, R.P., 286
 Almila, E., 228
 Almond, H.H., 269
 Ambos, K., 358, 376
 Anderberg, B., 103
 Antoine, P., 266, 282
 Arai-Takahashi, Y., 123
 Arend, A.C., 303
 Arnold, R., 38, 146, 245, 277
 Arsanjani, M.H., 248
 Artz, M.T., 208
 Aust, A., 8
 Austin, J.E., 266
- Bacevich, A.J., 138
 Backstrom, A., 116
 Baker, B., 274
 Balguy-Gallois, A., 230
 Bantekas, I., 360
 Barber, P., 136, 171
 Barnes, A., 267
 Barrett, R.W., 63
 Bart, G.R., 130
 Bartels, R., 179, 368
 Bassiouni, C.M., 174, 357
 Baxter, R.R., 30, 42, 49–51, 65, 67, 70, 105,
 307, 319, 347, 356–7
 Beard, J.M., 113
 Becerril, M.L., 244
 Beer, A. de, 371
 Beer, Y., 259–60
 Behnsen, A., 77
 Belt, S.W., 195
 Bengs, B.L., 193
- Bennion, E., 226
 Benoit, J.P., 217
 Bernstorff, J. von, 15
 Best, G., 125
 Bill, B.J., 290
 Bindschedler-Robert, D., 174, 308
 Blank, L.R., 47
 Blix, H., 85, 158, 182, 273, 296
 Blum, G., 7
 Bo, M., 170
 Boddens Hosang, J.F.R., 45
 Boelaert-Souminen, S., 372
 Boldt, N., 205
 Bonafé, B.I., 365
 Boogaard, J.C. van den, 147
 Booth, C.D., 208
 Boothby, W.H., 86–7, 91–2, 97, 116, 122, 133,
 145, 206, 219, 315, 343, 347
 Bothe, M., xxiv, 123, 134, 152, 189, 210, 219,
 223, 274, 279–80, 292–3, 326, 343
 Bouchié de Belle, S., 210
 Bourbonnière, M., 145
 Bouvier, A.A., 119, 130, 199, 254, 279, 281,
 286
 Bradley, M.M., 371
 Breau, S., 47, 226
 Bretton, P., 199, 272
 Bring, O., 99, 103, 158, 194
 Brown, B.L., 192
 Bruch, C.E., 266, 274
 Buchan, R., 216, 299
 Bueren, G., Van, 227
 Buergeth, T., 105, 347
 Burchill, R., 368
 Burger, J.A., 123
 Burmester, H.C., 76
 Busuttill, J.J., 98
 Byron, C., 140
- Caffisch, L., 149
 Caggiano, M.J.T., 269
 Callen, J., 50

394 Index of Persons

- Calvo-Goller, K.N., 372
 Cameron, L., 131, 163
 Canestaro, N.A., 211
 Carducci, G., 322
 Carnahan, B.M., 86, 93, 103, 122, 137
 Carruthers, R., 273
 Casey-Maslen, S., 108, 234
 Cassese, A., 78, 116, 123, 182, 197, 350, 373, 375
 Chadwick, E., 80
 Chainoglou, K., 316
 Chamberlain, K., 250
 Charlesworth, H., 226
 Chesney, R.M., 70
 Chesterman, S., 318
 Clapham, A., 6, 59, 301
 Clark, J.N., 187
 Clark, R.S., 89
 Cock, C., de, 204, 231
 Cohan, J.A., 337
 Cohen, A., 122
 Cohen, E.A., 138
 Colangelo, A.J., 346
 Coll, A.R., 303
 Colombos, C.J., 80
 Colorio, M., 369
 Corn, G.P., 186
 Corn, G.S., 47, 186, 208
 Cotter, M., 338
 Cottier, M., 90–1, 105, 198, 227, 297, 305, 314
 Coupland, R., 86, 115
 Coursier, H., 51
 Cox, B.L., 170
 Crawford, E., 58, 69, 84, 135
 Crawford, J., 43
 Crowe, C.N., 366
 Cryer, R., 75, 86, 362, 380
 Culliver, A., 179
 Cummins, S.J., 66
- Dahl, A.W., 18, 125, 143, 216
 Dalton, J.G., 278
 Dando, M., 86
 Daoust, I., 115
 Darcy, S., 340, 362
 D'Aspremont, J., 124
 Dau, C., 294
 David, E., 136
 Dekker, G. den, 108
 Dekker, I.F., 328
 Delissen, A.J.M., 152, 228
 Del Mar, K., 63
 DeSaussure, H., 122, 159
 Desch, T., 243, 251
 Detter, I., 139, 296
 Devaney, J.G., 210
 Deventer, H.W., Van, 78
- Diamond, J., 274
 Diederich, M.D., 287
 Dilhorne, Viscount, 65
 Dinniss, H.H., 318
 Djonovich, D.J., 120
 Doherty, J.W., 385
 Dönitz, K., 81
 Donner, M., 271
 Dörmann, K., 35, 54, 57, 88, 90, 123, 167, 182, 184, 207, 215, 226, 230, 239, 305, 338, 349
 Doswald-Beck, L., 29–30, 103, 114, 180, 211, 238, 258, 261, 264, 267
 Downey, W.G., 324–5
 Draper, G.I.A.D., 59, 68
 Drew, P., 336
 Droege, C., 37, 83, 274
 Drumbl, M.A., 276
 Dunant, H., 26
 Duncan, J.C., 127
 Durhin, N., 197
 Dusterhöft, I., 230
- Egerton, L., 285
 Edwards, J.P., 283
 Eisenhower, D.D., 143
 Engdahl, O., 151
 Epping, V., 118
 Epps, V., 175
 Eser, A., 379–81
 Estreicher, S., 178
 Evangelista, M., 183
- Fauteux, P., 284
 Feilchenfeld, E.H., 323
 Feliciano, F.P., 317
 Fenrick, W.J., 94, 119, 150–1, 168, 172, 182, 220, 302, 363
 Ferrell, W.H., III, 307
 Ferrer, M.A., 95
 Fidler, D.P., 86
 Fischer, G., 271, 280
 Fischer, H., 198, 244
 Fischer-Lescano, A., 210
 Fleck, D., xxiii, 182, 304
 Ford, W.J., 73
 Forrest, C.J.S., 125, 252
 Fox, H., 282
 Francioni, F., 162
 Franck, T.M., 183
 Franz, C., 149
 Friman, H., 380
 Frulli, M., 167
 Fujita, H., 49, 79
- Gaeta, P., 6, 59, 123, 167, 383
 Gaggioli, G., 215

- Galand, A.S., 359, 371
 Galbraith, J., 97
 Garbett, C., 165
 Gardam, J.G., 226
 Gautier, P., 22
 Garraway, C.H.B., 47, 195, 368
 Gasser, H.-P., 25, 231
 Gaston, E.L., 77
 Gaulle, C., de, 66
 Geiss, R., 193, 210, 230
 Gerstenblith, P., 323
 Gervais, M., 189
 Giacca, G., 218
 Gill, T.D., 368
 Gillard, E.-C., 78, 191, 288–9, 339
 Gillespie, A., 300
 Gilliland, J., 80
 Ginnane, R.W., 56
 Gioia, A., 279
 Gisel, L., 178, 235
 Glahn, G., von, 67, 171
 Goldblat, J., 270, 279
 Goldie, L.F.E., 302
 Gomaa, M., 8
 Goodman, R., 201
 Goose, S.D., 96
 Gordon, N., 259
 Granat, M.G., 85
 Green, L.C., 45, 79, 90, 98, 128, 142, 183, 191, 256, 264, 290, 300, 359, 372
 Greenspan, M., 13, 158
 Greenwood, C., 13, 38, 40–1, 43, 74, 87, 111, 140, 169, 181, 287, 340, 362
 Greer, M.J., 309
 Grimord, D.I., 261
 Grunawalt, J., 118, 278
 Grut, C., 114
 Grzebyk, P., 138
 Guellali, A., 36
 Guillory, M.E., 206
 Guldahl Cooper, C., 16
 Guttry, A., de, 124

 Haeck, T., 234
 Haeck, Y., 123
 Haines, S., 85, 99, 107, 219, 229
 Hall, C.K., 371
 Hall, M.T., 313
 Halpern, M., 277
 Hampson, F.J., 77, 135, 175, 344
 Hanke, H.M., 169
 Harlow, B.A., 278
 Hart, F.A., 364
 Hathaway, O.A., 350
 Hayashi, M.N., 110, 338
 Heaton, J.R., 204–5
 Heere, W.P., 90

 Heintschel von Heinegg, W., 30, 98–9, 118–19, 133, 151, 219, 223, 271, 298, 300–1, 313, 315, 327, 334
 Heller, K.J., 282, 316
 Helm, A.M., 30
 Hemptinne, J. de, 124
 Henckaerts, J.-M., 2, 29, 38, 217, 247, 249–50, 253, 275
 Henderson, C., 231
 Henderson, I., 60, 116, 119, 183, 185, 196
 Hensel, H.M., 110, 241
 Herby, P., 95
 Herzog, S.A., 328
 Heydrich, R., 137
 Higgins, A.P., xxiii
 Higgins, R., 83, 85, 111, 176
 Hill-Cawthorne, L., 32
 Hladik, J., 249
 Ho, J.C., 74
 Hodgkinson, D., 286
 Hodson, Lord, 64
 Holland, T.E., 157, 197, 310, 313
 Hudson, M.O., xxiii
 Huffman, W.B., 186
 Hull, W.I., 237
 Hyde, C.C., 295
 Hyde, R., 306

 Infeld, D.L., 195
 Insko, J.B., 376
 Ipsen, K., 68, 118, 321
 Ishoey, R., 115
 Israel, F.L., 101

 Jachec-Neale, A., 125, 134, 139, 143
 Jakovlevic, B., 225
 Jaques, R.B., 60
 Jenks, C., 47
 Jennings, R.Y., 19, 54, 157
 Jensen, D., 274
 Jensen, E.T., 48, 59, 141, 199, 274
 Jevglevskaja, N., 115
 Jia, B.B., 366
 Johansen, S.R., 9, 337
 Jones, J.R.W.D., 123
 Jones, S.V., 193
 Joyner, C.C., 282
 Juda, L., 269

 Kalshoven, F., 90, 93–4, 101, 116, 135, 152, 182, 184, 188, 206, 213, 221, 273, 278, 289–90, 306, 347
 Katevenis, G., 333
 Kaye, D., 97
 Kelemen, B.K., 210
 Kelly, J.B., 137
 Kelsen, H., 384

396 Index of Persons

- Kelsey, J.T.G., 189
 Kidane, W., 162
 King, I.D., 126
 Kirchner, S., 159
 Kirkhope, J.T., 282
 Kiss, A., 273
 Kittichaisaree, K., 339, 379
 Klabbers, J., 167
 Kleffner, J.K., 89, 178, 223
 Knauth, A.W., 328
 Knoops, G.-J.A., 370
 Kohen, M.G., 149
 Kolb, R., 86, 233, 306, 323
 Koppe, E.V., 274, 277, 282
 Korhonen, K., 271
 Koutroulis, V., 6
 Kraska, J., 114, 329
 Krass, A.S., 281
 Kress, C., 190, 198
 Kretzmer, D., 162
 Krug, P., 379
 Krüger-Sprengel, F., 177
 Krupp, G., von Bohlen und Halbach, 380
 Krutzsch, W., 106–7
 Kuehl, D.T., 140
 Kumar, N., 224
 Kuper, J., 228
 Kwakwa, E., 78, 119
- Lachs, M., 273
 Lafouasse, F., 318
 Lapidoth, R., 73, 149
 Larsen, K.M., 1, 16
 Lattanzi, F., 292, 352
 Lauterpacht, H., 80, 350
 Lawless, R., 190
 Lawrence, J.C., 282
 Leckow, R., 341
 Lee, R.J., 145
 Leeb, W., Ritter von, 295
 Lehnardt, C., 353
 Leibler, A., 271, 281
 Letts, D., 150
 Levie, H.S., 50, 58, 60, 62, 93, 97, 303
 Levine, J.D., II, 372
 Lewis, A., 206
 Lewis, M.W., 58, 180, 242
 Lijnzaad, L., 250, 285
 Longobardo, M., 89, 189, 318
 Longuet, S., 91
 Low, L., 286
 Lowe, A.V., 107
 Loye, D., 86
 Luban, D., 23
- Lüder, S.R., 198
 Lyall, R., 210
- Mačák, K., 130
 Macalister-Smith, P., 300
 MacArthur, D., 354
 McCall, J.H., 102
 McClelland, J., 115
 McClintock, A.D., 212
 McCormack, T.L.H., 105
 McCoubrey, H., 13, 174, 196, 260, 263, 271, 368
 McDonald, A., 89, 163
 McDonald, G.K., 373, 378
 McDougal, M.E., 317
 Macedo, S., 357
 McFarland, T., 114
 McGonigle, B.N., 281
 McGregor, M.E., 278
 MacLeod, I.J., 102
 McNeill, J.H., 283
 Madden, M., 307
 Major, M.F., 78
 Makarczyk, J., 273
 Malherbe, P., 24, 91–2, 128, 137, 205, 304
 Mandel, M., 6
 Mann, F.A., 315
 Mann, H., 228
 Marauhn, T., 159, 276
 Marcus, D., 293
 Maresca, L., 95
 Margulies, P., 131
 Markham, C.J., 193
 Marsh, J.J., 275
 Martens, F., 14
 Martinez, J.S., 365
 Martínez, M.G., 64, 305
 Maslen, S., 95
 Matheson, M.J., 171
 Mawdsley, J., 140
 May, L., 180
 Mayer, J., 294
 Medenica, O., 194
 Mehring, S., 353
 Meloni, C., 366
 Melzer, N., 2, 48, 122, 137, 210, 215, 233
 Meron, T., 15, 31, 37–8, 50, 54, 68, 187, 342
 Merriam, J.J., 119, 166
 Merrills, J.G., 37
 Merryman, J.H., 242
 Mettraux, G., 359, 362
 Meyer, J.M., 167
 Meyer, M.A., 181
 Meyrowitz, H., 86

- Michaelsen, C., 302
 Mikos-Skuza, E., 255
 Milosević, S., 388
 Mitchell, A.D., 372
 Miyazaki, S., 32
 Moffett, L., 338
 Momtaz, D., 284
 Moneta, F., 169
 Moore, J.N., 215
 Moreno, R.A., 157
 Moritz, G., 45
 Morris, J., 368
 Morrison, H., 362, 369
 Mose, G.M., 245
 Mudge, G.A., 297
 Mudukuti, A., 390
 Mull, N.W., 233
 Muntz, J., 268
 Murphy, J.F., 195
 Murphy, R., 372
 Murphy, S.D., 173
 Myjer, E.P.J., 90
- Nahlik, S.E., 243
 Nakashima, F., 233
 Nanda, V.P., 174
 Nash (Leich), M., 93, 100
 Nasu, H., 150
 Nelson, Lord, 126
 Neuman, N., 3, 198
 Newton, M.A., 8, 123, 131, 180
 Nordquist, M.H., 153
 Norton, L.G., 163, 205
 Nowak, M., 35
 Nurick, L., 63, 296
 Nwogugu, E.I., 302, 332
 Nybondas, N., 368
 Nystuen, G., 1, 16
- Oberleitner, G., 37
 Obradovic, K., 125
 O'Donnell, B.T., 165
 Oeter, S., 124, 146, 167, 175, 185, 190, 192, 263, 265, 313, 340
 Ohlin, J.D., 168
 O'Keefe, R., 179, 239–41, 243–4, 246, 252, 359
 Okimoto, K., 6
 Okorodudu-Fubara, M.T., 285
 Olásolo, H., 146
 Oppenheim, L., 19, 80, 295, 319, 377
 Oppenheimer, P.H., 347
 Orakhelashvili, A., 5
 Osiel, M., 9, 347, 369
 Otto, R., 2
- Pack, S., 229
 Palmer, G., 298
 Parker, Lord, 329
 Parks, W.H., 48, 60, 82, 100, 102, 118, 131, 141, 167, 176, 180–1, 184, 212, 364
 Parlow, A., 96
 Parsons, R.J., 287
 Partsch, K.J., xxiv
 Paust, J.J., 156
 Pedrazzi, M., 167
 Pejić, J., 6, 201
 Pert, A., 135
 Perugini, N., 260
 Peters, A., 103
 Peterson, I., 277
 Pfanner, T., 60
 Philipp, C.E., 74
 Piatkowski, M., 61
 Pictet, J.S., 2, 6, 32, 51, 67, 69, 117, 120, 122, 132, 135, 148, 159, 164, 166, 168, 180–1, 188, 192, 196–7, 199, 219, 263, 272, 282, 289–90, 300, 346
 Pilloud, C., 117, 120, 122, 132, 135, 148, 159, 164, 166, 168, 180–1, 188, 192, 196–7, 199, 263, 272, 282, 289–90, 300, 346
 Piragoff, D.K., 373
 Plant, G., 282, 285
 Pocar, F., 167, 235, 302
 Politakis, G.P., 153
 Ponti, C., 187
 Popovic, N.A.F., 285
 Post, H.H.G., 124
 Powderly, J., 363
 Preux, J., de, 45–6, 57, 70–2, 78, 89, 101, 203, 214–15, 218, 221, 233, 280–2, 305, 308–12, 315, 319–22, 339, 361, 365, 369
 Primoratz, I., 162
 Proctor, C., 315
 Prokosch, E., 89
 Provost, R., 36, 208, 292
 Puckett, C.B., 195
- Quéguiner, J.-F., 316
 Quéniévet, N., 38
 Quintin, A., 119, 130, 198–9
- Rabus, W.G., 68
 Rauch, E., 14, 94, 134, 176, 272, 293
 Reece, K., 183
 Reeves, S.R., 69
 Reilly, J.A., 157
 Reisman, W.M., 180
 Renault, L., 11
 Reuter, P., 8

398 Index of Persons

- Reynolds, J.D., 196
 Rezek, J.F., 255
 Richemond-Barak, D., 316
 Ridlon, D.P., 77
 Riggs, G.W., 261
 Riordan, K.J., 148
 Rissin, S., 294
 Roach, J.A., 217, 261
 Robblee, P.A., 16
 Roberts, A., 6, 194, 282, 285
 Roberts, G.B., 73, 297
 Robertson, A.H., 37
 Robertson, H.B., 118, 126, 154, 156, 215, 302
 Robertson, M., 103
 Robinson, D., 368, 373, 380
 Robinson, N.A., 285
 Roerich, N., 239
 Rogers, A.P.V., 24, 47, 91–3, 102, 128, 133, 135, 137, 140, 158, 175, 205–6, 247, 264, 269, 271, 274, 284, 297, 304
 Ronen, Y., 372
 Ronzitti, N., 49, 131, 143, 149, 162, 182, 279, 329
 Rosas, A., 49, 52, 279
 Roscini, M., 121, 140
 Rose, S., 294
 Rosen, R.D., 73, 179
 Rosenblad, E., 158, 291, 295, 341
 Rosenne, S., 20
 Ross, M.A., 285
 Rotocki, Z., 330
 Rowe, P., 35, 137–8, 197
 Roznai, Y., 209
 Rubinstein, A., 209
 Rudesill, D.S., 191
 Ruys, T., 231
- Sadat, L.N., 369
 Salter, M., 16
 Salzman, Z., 77
 Sánchez Rodríguez, L.I., 270
 Sander, B., 361
 Sandoz, Y., xxii, 39, 219, 224–5, 229, 232–5, 255–6, 258, 260, 292–3
 Sassòli, M., 5, 59, 87, 119, 130–1, 142, 174, 183, 198–9, 210, 223
 Saul, B., 203
 Schabas, W.A., 3, 352, 356, 373–4, 380
 Schafer, B.K., 281
 Schauss, M., 131
 Schindler, D., xxiv, 9
 Schmitt, M.N., 2–5, 83, 98, 100, 111, 118, 131, 139, 144, 165, 171, 184, 193, 195, 203, 206–7, 209–10, 214, 277, 281, 299–300, 304, 316, 331
- Schwabach, A., 197
 Schwarzenberger, G., 63, 129, 328
 Schwebel, S.M., 110
 Seacor, J.E., 285
 Sellers, P.V., 226
 Sener, M., 105
 Sepinwall, A.J., 360
 Shahabudeen, M., 111
 Shamir-Borer, E., 329
 Sharvit Baruch, P., 198, 294
 Shearer, I.A., 238
 Short, M., 175
 Shraga, D., 43
 Shue, H., 289
 Simbeye, V., 387
 Simonds, S.N., 270
 Sinclair, I., 8
 Singer, P.W., 77
 Sitaropoulos, N., 5
 Sivakumaran, S., 213, 303
 Smidt, M.L., 365
 Sofaer, A.D., 73
 Solf, W.A., xxiv, 72, 78, 87, 115–16, 119, 122, 124, 131, 149, 159, 164–6, 171, 182, 184–5, 191, 198, 214, 226, 246–7, 264–5, 281, 289–90, 296, 306, 309, 312–13, 321, 344
 Solis, G., 48, 186–7
 Solomon, S.A., 97
 Sossai, M., 162–3
 Spadaro, A., 363
 Spaight, J.M., 155
 Spieker, H., 259
 Starke, J.G., 148
 Steinberg, R.H., 385
 Stephen, N., 378
 Stephens, D., 181, 206
 Stern, B., 284
 Stevens, J.P., 76
 Stewart, D.P., 66
 Stone, H.F., 52
 Stone, J., 148, 158, 174, 290
 Strauch, P.K., 350
 Sutter, P., 339
 Sutton, R., 46
 Svenson-McCarthy, A.-L., 35
 Swaak-Goldman, O., 373
 Swinarski, C., 32
 Szasz, P.C., 287
- Tanja, G.J., 152, 285
 Tarasofsky, R.G., 269
 Taylor, C., 388
 Thomas, A.R., 127
 Thomas, C., 267
 Thürer, D., 25, 337

Index of Persons

399

- Toebes, B., 89
 Toman, J., xxiv, 144, 240, 243, 251–2, 324
 Tondini, M., 317
 Torrelli, M., 148
 Tougas, M.-L., 162
 Townley, S., 170
 Townsend, K.V.R., 160
 Trapp, R., 106–7
 Treves, T., 150
 Triffterer, O., 90, 375, 385–6, 388
 Trumbull IV, C.P., 37
 Turner, L.L., 163, 205
 Turner, R.F., 215
 Turns, D., 87

 Uhler, O.M., 51
 Upcher, J., 302

 Vallentgoed, D., 186
 Vautravers, A., 147
 Venturini, G., 13, 80, 124, 131, 352
 Vermeer, A., 147
 Verwey, W.D., 270, 272, 349
 Vetter, G.R., 371
 Vincent, C.P., 300
 Vinuesa, R.E., 35
 Virzo, R., 154
 Vlastic, M.V., 304
 Vogel, R.J., 58
 Vohrah, L.C., 378
 Voon, T., 194

 Wachenfeld, M.G., 153
 Wagner, N., 200
 Walker, C., 77
 Walker, G.K., 153, 271
 Wall, A.E., 175
 Wallace, D., 69
 Walton, B.A., 350
 Waters, C., 69
 Watkin, K., 54, 132, 193, 202, 221
 Watts, A., 19
 Watts, S., 8, 59, 61, 63, 293, 306

 Waxman, M.C., 295
 Webster, T., 228
 Weeramantry, J.R., 122
 Weinberg, Z.A.Y., 350
 Wells-Greco, M., 182
 Wenger, C.F., 245–7
 Werle, G., 376
 Westing, A.H., 270, 278
 Wet, E. de, 14, 43
 White, N.D., 174
 Whyte, D., 77
 Wiebe, V., 104
 Wilcox, E.R., 100
 Wilcox, W.A., 274
 Wilmshurst, E., 47, 380
 Wilt, H. van der, 368
 Wippman, D., 183, 289
 Wolfrum, R., xxiv, 74, 98, 272, 280
 Wormgoor, W., 29
 Wortley, B.A., 125
 Woudenberg, N. van, 29, 250
 Wrangle, P., 151
 Wright, Lord, 349
 Wuerzner, C., 170
 Wunsch, C.R., 269
 Wyatt, J., 277
 Wyngaert, C. van, 362, 369

 Yamamoto, I., 137
 Yingling, R.T., 56
 Yokohama, K., 368
 Yoo, J.C., 74
 Yusuf, A.A., 78
 Yuzon, F.J., 270

 Zegveld, L., 94, 135, 278, 306, 347
 Zengel, P., 137
 Zimmermann, A., 17, 105, 323, 339
 Ziolkowski, K., 141
 Zlotogorski, D., 122
 Zöckler, M.C., 102
 Zwaak, L., 123
 Zwanenburg, M., 25, 30

Index of Subjects

(References are to page numbers)

- acid rain, 269
- actus reus*, 372, 375
- administrators, 173
- Afghanistan War, 41, 43, 66, 74–6, 163, 173, 206
- AI, 113–14
- air warfare
 - aerial surveillance, 317
 - air blockades, 298–9
 - airborne troops, 220
 - aircraft in distress, 220–1, 232, 353
 - air-delivered
 - incendiary weapons, 100
 - mines, 94
 - air-raid shelters, 225, 316
 - balloons, 25, 157, 317
 - blimps, 155
 - cargoes, 262, 299, 334–5
 - cartel aircraft, 259
 - civilian
 - aircraft, 133, 155–7, 299, 314, 318, 324, 334–6
 - airliners, 156–7
 - dirigibles, 155
 - drones, xiv, 58–9, 112, 130, 137, 144, 155, 186, 191, 206, 335, 391
 - and espionage, 318–19
 - exclusion zones, 303
 - and explosive bullets, 91
 - gliders, 155
 - helicopters, 91, 216, 220, 235, 256–7, 330
 - high
 - altitude bombings, 171, 194
 - technology, 112–13, 173, 190, 317, 391
 - inspections, 155–6, 257, 259, 335
 - medical aircraft, 155, 220, 253, 257–9, 262
 - military
 - aircraft. *See* military aircraft
 - objectives, 154–9, 262
 - no-fly zones, 303
 - parachutists from aircraft in distress, 220–1, 232
 - SAR operations, 220, 262
 - seaplanes, 155, 330
 - shock and awe, 169
 - and situational awareness, 192
 - State aircraft, non-military, 155, 318, 324, 334
 - strategic bombing, 157
 - surrender, 215–16
 - target area bombings, 157–9
 - zero casualties policy, 178, 194
- airports, 142, 298, 300
- Algeria, 189
- Al-Qaeda, 41, 74–6
- Amazon River Basin, 271
- ambulances, 136, 222, 235, 255, 310–11, 324
- ambushes, 137, 315
- animals, 90, 93, 106, 121, 223
- Antarctica, 109
- anticipation of military advantage, 113, 122–3, 126, 136, 140, 152, 173, 176–9, 181–3, 185, 189, 192, 195–6, 211, 250, 260, 264, 276, 283, 301, 345
- appraisal of collateral damage, 182–5
- archaeological sites, 240, 376
- archipelagic waters, 17, 149
- archives, 240
- Argentina. *See* Falkland Islands War
- armed
 - attack, 5
 - forces, definition, 46–7, 70–1
 - reprisals in peacetime and belligerent reprisals, 340
- armlets, 223
- arms control, 90
- arrows, 90
- arson, 285
- art works, 93, 240, 244–5, 248–9, 343
- artillery, 2, 82, 87, 90, 104, 144, 157, 172, 174, 180, 184, 186–7, 208–9, 295, 374
- assassination, 304, 306
- atmosphere, 268
- attacks, definition of, 2–4, 248–9

402 Index of Subjects

- Australia, 72, 123, 126, 190
 Austria, 101, 104, 189–90
aut dedere aut judicare, 357
 autonomous weapons, 112–14
 auxiliary
 medical personnel, 222–3
 vessels, 90, 150–2
- babies, 229
 bacteriological weapons. *See* biological weapons
 balloons, 25, 157, 317
 banking system and money markets, 127
 barges, 143
 barracks, 125–6, 128, 185, 199
 bayonets, 89
 Beirut, 211
 Belgium, 39, 41, 72, 123, 138–9, 189–90, 386–7
 Belgrade, 40, 144, 196, 198, 266
Belgrano, General, 303
 belligerent reprisals
 and armed reprisals in peacetime, 340
 and booby-traps, 343
 and civilian objects, 343, 348
 and civilians, 343–4, 347–8
 and coalition warfare, 341
 conditions of, 344–5
 and countermeasures, 340
 and cultural property, 343
 and customary international law, 8–9, 347
 and dangerous forces, 344
 definition, 340
 deterrence through, 340–1
 and environment, 344
 and historic monuments, 343
 importance of, 340
 and medical personnel, 343
 and military objectives, 344
 and mines, 343
 mutation into law, 341
 and neutrals, 341
 and places of worship, 343
 and POW, 341–2
 and proportionality, 345–6
 rank of decision-makers, 345
 and reciprocity, 341–2
 and religious personnel, 343
 and shipwrecked, 343
 and survival of the civilian population, 344
 and target area bombings, 341
 warning, 344
 and weapons, 346–7
 and works of art, 343
 and wounded/sick, 8, 342–3
- biological weapons, 83, 107–9, 391
 bivouacs, 60, 128
 blackouts, 140, 172, 225
 blimps, 155
 blinding laser weapons, 102–3
 blockades, 17, 127, 152–3, 298–301, 327, 329–30, 334, 336
- booby-traps
 and animals, 93
 and belligerent reprisals, 343
 and cameras, 93
 against children, 92–3
 and civilians, 89, 93, 343
 against combatants, 93
 and customary international law, 97
 and dead persons, 92
 definition, 92
 and emblems, 92
 and historic monuments, 93
 and kitchen utensils, 93
 and letter bombs, 93
 and medical facilities, 92
 and places of worship, 93
 and religious objects, 93–4
 and unnecessary suffering, 93
 and works of art, 93
 and wounded and sick, 92
- books, 240, 249
 booty of war, 155, 323–5, 328, 334, 337
 Bosnia-Herzegovina, 42, 69, 338
 bounty, 304
 bridgeheads, 128
 bridges, 134–5, 142, 144, 175, 180, 182, 247, 338
 broadcasting stations, 144, 196–8, 242
 Bulgaria, 101, 104, 327–8
 bullets
 dum-dum, 91
 expanding, 91–2
 explosive, 90–1
 rubber, 86
 small calibre, 89
 tracer, 102
 bunkers, 89, 101, 128, 374
 burden of proof, 65, 379, 381
 burial sites, 92, 218
 BVR, 171, 181, 186–7, 216, 259, 314
- cables, 135, 141, 144, 150
 camouflage, 61, 254, 278, 314–15
 Canada, 72, 123, 134, 189–90, 315
 canals, 142–3, 219, 289
 capture
 and booty of war, 155, 323–4
 of cargoes, 333–4

Index of Subjects

403

- of civilian aircraft, 156, 334–6
- and definition of military objectives, 118–19, 126
- of hospital ships, 256
- of medical units, 234–5
- of merchant vessels, 80, 151–3, 238, 299, 325–9, 331–3
- and perfidy, 305–12, 315
- of POW, 13, 49–52, 54–5, 63–4, 66, 68, 73, 214–16, 230, 308, 320–1, 355
- and spies, 319–21, 356
- of unlawful combatants, 201–2, 210, 356
- carcasses, 90, 93
- cardinal principles of LOIAC, 14–17
- cargoes, 180, 333–5
- cartel vessels and aircraft, 257, 313
- caveats, 25
- cease-fires, 48, 122, 217, 221, 286, 294, 306, 316
- cessation of hostilities, 122, 167–8
- chaplains. *See* religious personnel
- charity, 237–8, 248, 323
- chemical weapons, 104–9, 278–9, 347, 391 *See also* gas warfare, herbicides, tear gas
- children
 - versus adults, 184
 - and booby-traps, 92–3
 - child-soldiers, 228–9
 - day-care centres, 133, 181
 - direct participation in hostilities by, 228–9, 353
 - evacuation of, 199
 - and human shields, 210
 - and humanitarian assistance, 291–2
 - loss of protection, 232
 - sexual offences against, 228
 - in sieges, 294
 - special protection, 184, 213, 227–9
 - toys, 92
- churches. *See* places of worship
- civil defence, 184, 224–5, 234–5
- civilian objects
 - belligerent reprisals against, 343, 348
 - definition, 164
 - doubt, 98–100, 130–1, 164
 - environment as, 267, 274–5
 - and incendiaries, 100
 - and loss of protection, 260
 - protection from attacks, 117, 160, 164–9, 188, 198–9
 - removal from military objectives, 198–9
- civilians *See also* children, collateral damage, direct participation in hostilities, residential areas, women
 - accompanying the armed forces, 56, 58–9, 69–70, 161–2, 173, 230
 - and anti-personnel landmines, 95
 - belligerent reprisals against, 343–4, 347–8
 - and blockade, 300–1
 - and booby-traps, 89, 93, 343
 - civilian population. *See* population, civilian definition, 160–1
 - direct attacks against, 165–70
 - doubt, 130–1, 160, 206
 - feigning status of, 305, 307–8
 - Government employees, 58, 161
 - and incendiaries, 100
 - journalists, 230–1
 - and light weapons, 163
 - pillage by, 323
 - protection from attacks, 117, 160–1, 164–9, 188, 198–9
 - removal of, 31, 198–9, 207, 295–6
 - spreading terror among, 166–8, 198
 - starvation of, 288–97, 300
 - superiors, 367, 371–2
 - war crimes and, 138, 353
 - warnings to, 197–8
- clausula si omnes*, 22
- climate changes, 268
- clothing, 60, 93, 141, 163, 172, 289, 291–2, 307
- cloud seeding, 271
- cluster munitions, 103–4, 171
- coal, 129, 142
- coalitions, 22, 29, 41, 74, 126, 140, 283, 330, 341
- Coast Guard, 138
- coastal bombardment, 154, 237
- code breaking, 129, 137, 317
- collateral damage to civilians, excessive, 37–8, 86, 111, 113–14, 125, 132, 136–7, 140–1, 145, 152, 158, 166, 173–7, 179–85, 188–9, 192, 194–5, 198, 200, 205, 207, 211, 247, 250, 260, 264, 267, 276–7, 283, 290, 301, 332, 337, 345–6
- appraisal of, 182–5
- expectation of, 111, 176, 181–3, 195, 273–4, 276
- extensive versus excessive, 174–5, 181, 186
- and indiscriminate attacks, 175–7
- and military advantage, 113, 118–19, 121–6, 136, 140, 152, 158, 173, 176–83, 185, 189, 191–6, 211, 260, 264, 276, 283, 345
- and nuclear weapons, 111
- and proportionality, 86, 112, 114, 136, 140, 152, 173, 175–7, 179–81, 264, 290

404 Index of Subjects

- collective penalties, 34
- combatants *See* armed forces, child soldiers, direct participation in hostilities, distinction, *hors de combat*, lawful combatancy, non-combatants, quasi-combatants, surrender, unlawful combatants, unnecessary suffering, women as
- command-and-control centres, 126, 185, 374
- command responsibility
 - civilian superiors, 367, 371–2
 - dereliction of duty, 359–60, 364
 - effective control, 367–70, 372
 - knowledge, 361–8, 373
 - prevention, suppression and punishment, 361–3
- commandos, 13, 137, 215, 308, 322
- communication, 2–3, 128–9, 135, 137, 140, 142, 144–5, 150, 196, 216, 221, 233, 242, 260–2, 316, 318, 321
- compensation, 40, 76, 286, 324, 329, 339
- computers, 4, 83, 128, 141, 144–5
- Congo, 36, 369, 386–7
- contact zones, 58, 60, 94, 129, 134–5, 143, 145–6, 148–9, 157, 163, 204–6, 216, 258, 262, 321
- container vessels, 330
- continental shelf, 149
- contraband, 152–3, 299, 326–7, 330, 333–7
- contractors, 56, 77–8, 161–3, 318, 353
- conversion of merchant vessels
 - to hospital ships, 256–7
 - to warships, 79–80
- convoys, 151–3, 162, 254–5
- cooks, 173, 204
- corsairs, 48
- counterfeiting, 315
- countermeasures, 340
- crimes
 - against humanity, 352, 356
 - against peace, 352
- criminal negligence, 360, 364, 366–7, 373
- Croatia, 187
- crops, 127, 288–90
- cultural property
 - and belligerent reprisals, 343
 - bridges, 135, 247
 - complementary protection, 246–7
 - customary international law, 244–6, 249
 - definition, 240–1
 - doubt, 251
 - emblems, 240, 243, 310
 - enhanced protection, 251–2
 - general protection, 241–2
 - heritage of peoples, 239–41, 244–5, 249, 251, 343
 - loss of protection, 246–7
 - and military
 - advantage, 249–50, 338
 - necessity, 240–5, 249
 - objectives, 236, 244–50
 - pillage of, 322–3
 - and precautions, 250, 252
 - special protection, 242–4
- curfews, 172
- customary international law
 - and AP/I (in general), 29
 - and belligerent reprisals, 8–9, 340–1, 343–4, 347
 - and biological weapons, 108
 - and blinding laser weapons, 103
 - and blockades, 298
 - and booby-traps, 97
 - and booty of war, 323
 - and cartel vessels/aircraft, 257, 260
 - and chemical weapons, 105, 108
 - and child soldiers, 228
 - and civilian definition, 160
 - and command responsibility, 359, 372
 - and compensation, obligation to pay, 339
 - and cultural property, 244–6, 249
 - and dangerous forces, 263
 - and defences (in general), 373, 375
 - definition, 18–19
 - and direct
 - attacks against civilians, 166–7
 - participation in hostilities, 200–1
 - and dissemination, 44
 - and distinction, 14, 46, 117
 - and duress, 378
 - and environment, 266–7, 271, 274–6, 278–9, 284, 286–7
 - and equality of Belligerent Parties, 6
 - evolution of, 391–2
 - and explosive bullets, 91
 - and forests, 278
 - and Hague
 - Regulations, 22, 26, 59
 - Rules of Air Warfare, 30
 - and herbicides, 106
 - and *hors de combat*, 214
 - and hostage-taking, 349
 - and human shields, 207, 211
 - and immunity, 386, 388–9
 - importance of, 20
 - and incendiary munitions, 100
 - and interoperability, 29
 - and judicial guarantees, 51, 54–5, 201
 - and *jus cogens*, 21, 39

Index of Subjects

405

- and landmines, 97
- and lawful combatancy, 50, 59, 64, 71
- and legal advisers, 45
- LOIAC, as a stratum of, 18, 24
- and Martens Clause, 15–16
- and mercenaries, 77
- and military
 - advantage, 123
 - necessity, 11
 - objectives, 118
- and naval mines, 98
- and new weapons review, 115
- and non-detectable fragments weapons, 92
- and nuclear weapons, 108–9
- and obedience to superior orders, 383
- opinio juris*, as an ingredient of, 18
- particular, 20
- and persistent objectors, 19, 275
- and poison, 90
- and POW, 13, 355
- and precautions, 168, 199
- and presumption of civilian status, 131, 164
- and privateering, 49
- and proportionality, 175–6, 264
- and rape, 227
- restatements of, 30, 392
- and scientific missions, 238
- and sexual assaults, 227
- and sieges, 295–6
- and spreading terror among civilians, 168
- State practice, as an ingredient of, 18–20
- and States specially affected, 19, 275
- in statu nascendi*, 21
- and surrender, 215
- and survival of civilian population, 288
- and target area bombings, 159
- and torpedoes, 99
- and treachery, 304
- treaty law, interaction with, 20–3
- and UN Charter, 44
- and universal jurisdiction, 358
- and unnecessary suffering, 14, 87
- and use of enemy/neutral signs, 312
- and wanton destruction, 338
- and war crimes (in general), 352
- and warships' definition, 150
- and war-sustaining capabilities, 126
- and weapons, 89
- customs, 155, 324, 334
- cyber
 - attacks, 2–4, 189, 391
 - and belligerent reprisals, 343, 346
 - and belonging to a Party to the conflict, 63
 - and direct participation in hostilities, 203
 - and dual-use targets, 141
 - feigning civilian status, 308
 - indiscriminate, 83, 172
 - and intelligence gathering, 317–18
 - and *levée en masse*, 69
 - malware, 82–3
 - and military objectives by use, 129
 - and neutral infrastructure, 141
 - and outer space, 145
 - and presumption of civilian status, 131
 - and stock exchanges/banking system, 127
- Czechoslovakia, 137
- dams, 262–5, 344
- dangerous forces, 262–5, 344
- day-care centres, 133, 181
- de facto*
 - Governments, 66, 74
 - POW status, 73
 - superior relationship, 368–9, 383
- dead persons, 31, 33, 92, 217–18, 322–3
- deadly force, 47
- death
 - certificates, 33
 - faking, 307
 - infliction of, 2, 4, 13, 36, 48, 51, 84, 90, 94, 106, 167–8, 186, 204, 206, 250, 281, 288, 314
 - sentence, 64–5
 - threat of, 349, 376–8
- debris, 116, 145
- deception, 22
- declarations of war, 42–3
- decoys, 314–15
- defences
 - admissible, 374–81
 - defence of oneself and others, 381
 - domestic law, obedience to, 381–2
 - duress, 376–9, 383–5
 - inadmissible, 381–4
 - insanity, 379–80
 - intoxication, 380–1
 - justifications and excuses, 373
 - and *mens rea*, 373
 - mistake
 - of fact, 374, 383–4, 386
 - of law, 374–6, 383–4, 386
 - mitigation of punishment, 358, 380, 382, 384–6
 - official position or capacity, 384–5, 387
 - superior orders, obedience to, 358, 382–5
- defended sites, 145–9, 153–4, 157, 194, 296–7
- degrading treatment, 35, 51, 54
- Denmark, 140, 209
- dental treatment, 39

406 Index of Subjects

- dentists, 222
- dependants, 133, 173, 181
- depleted uranium projectiles, 89
- deployment, 68, 71–3, 109, 113, 115, 128, 135, 202–3, 206, 210, 298, 315
- deportations, 350
- depots, 128–9, 133, 154, 162, 183, 254
- derogations
 - from human rights law, 34–6
 - from LOIAC, 34, 50, 53, 201
- deserters, 40, 69, 200, 316
- deserts, 111
- despatches, 317
- destruction of property
 - of merchant vessels, 329–33, 335
 - and military necessity, 10, 12, 337–9
 - wanton, 10, 12, 154, 283–4, 338–9, 350
- detention
 - and civilians, 50
 - and POW, 38, 49
 - and unlawful combatants, 51–3, 210
- deterrence, 53, 218, 308, 340–2
- diplomatic immunity, 387–9
- direct participation in hostilities
 - ancillary acts, 204–5
 - armed groups, 203–4
 - attacking landing aircrews, 221
 - children, 228–9, 353
 - concrete activities, 204–7
 - customary international law, 200–1
 - and cyber, 203
 - direct versus active, 200
 - doubt, 206–7
 - driving a military truck, 205–6
 - drones, 58, 206
 - ‘for such time’, 200–2, 210, 229, 390
 - and human shields, 210
 - ICRC and, 202–3
 - loss of civilian protection, 165, 200
 - mercenaries, 79
 - munitions factories, 174, 205
 - police officers, 138
 - private military contractors, 162–3
 - revolving door, 203
 - support staff, 204
 - not a war crime, 200
 - weapons and, 205
- dirigibles, 155
- disabled
 - aircraft, 216, 219–20
 - persons, 84, 229
- discipline, 59, 62, 65, 70–1, 79, 150, 155, 352–3, 359, 361, 363, 365, 372
- discrimination, 5, 35, 216, 237 *See also*
 - indiscriminate
- disease, 84, 222–3, 229, 254, 256–7, 300, 379
- disinformation, 316
- dissemination, 44, 375
- distinction, principle of, 14–15, 46, 50, 52, 66–7, 72–4, 76, 82–3, 88, 97, 109, 114, 117, 160, 165, 169, 171, 177, 198, 244, 273, 390–1
- distress
 - aircraft in, 220–1, 232, 353
 - signals, 311–12, 315–16
- diversion, 329–31, 335
- Djibouti, 387
- docks. *See* ports and harbours
- doctors. *See* medical personnel
- documents and papers, 324, 327, 332, 335
- dogs, 121, 224
- dolphins, 121
- domestic law
 - duty to enact, 352
 - obedience to, 381–2
 - prosecution pursuant to, 51–2, 201, 319, 355–6
- doubt
 - civilian objects, 98–100, 130–1, 164
 - civilians, 130–1, 160, 206
 - cultural property, 251
 - direct participation in hostilities, 206–7
 - POW, 64, 69–70
- drivers, 46, 204–6, 222
- driving forces of LOIAC, 9–13
- drones, xiv, 58–9, 112, 130, 137, 144, 155, 186, 191, 206, 335, 391
- drugs, 380
- dry-docks, 128
- dual-use targets, 140–1, 180, 198, 264
- Dubrovnik, 245–6
- due
 - diligence, 5
 - regard, 17, 149, 267, 335
- dum-dum bullets, 91
- dummies, 315
- duress, 208, 376–9, 383–5
- dykes, 262–5, 344

- earthquakes, 268, 270–1
- ECHR. *See* Table of Cases
- educational institutions, 249 *See also* schools
- effective control, 146, 367–70, 372
- Egypt, 347
- electric grids, 4, 140
- electronic devices, 2, 156, 158, 259, 313, 315, 317, 321
- embarkation points, 128
- emblems
 - and booby-traps, 92

Index of Subjects

407

- and civil defence, 225, 310
- and cultural property, 240, 243, 310
- and dangerous forces, 264
- enemy, 312–13
- fixed distinctive, 55–6, 59–62, 66–8, 73, 75–6, 307–8, 318, 356
- and hospital ships, 256
- improper use of, 303, 309–14
- and medical
 - aircraft, 257, 259
 - personnel, 223
 - units, 253–4
- of neutrals, 305, 313
- Red Cross, Crescent and Crystal, 223–4, 253–4, 257, 309–11, 314
- and religious personnel, 224
- of UN, 305, 309–10, 312
- encryption, 129, 261–2
- enemy character of merchant vessels, 150, 325, 334
- environment
 - belligerent reprisals against, 344
 - as a civilian object, 267, 274–5
 - and customary international law, 266–7, 271, 274–6, 278–9, 284, 286–7
 - definition, 272
 - and due regard, 267
 - importance of, 266
 - law reform, need for, 287
 - modification techniques, 268–71, 279
 - and nuclear weapons, 275
 - and oil wells set on fire, 282–6
 - proportionality, 266–7, 274, 277, 283
 - as victim and as weapon, 280
 - widespread, long-lasting, severe damage to, 267–77, 279, 281–2, 284–5
- equality of Belligerent Parties, 5–7
- Eritrea–Ethiopia Claims Commission. *See* Table of Cases
- error, human, 172
- ERW, 95, 104
- escape, attempts to, 80, 197, 215, 221, 232–3, 295, 310, 316
- escorts, 13, 151–3, 156, 234–5, 331
- espionage. *See* spies
- ex consensu advenit vinculum*, 20
- exclusion zones, 301–3
- exclusive economic zones, 17, 149
- expanding bullets, 91–2
- expectant mothers, 229, 291
- expectation of collateral damage, 111, 176, 181–3, 195, 273–4, 276
- experiments, medical or scientific, 35, 39
- explosive bullets, 90–1
- exports, 127, 152, 286, 336
- extensive
 - atrocities, 364, 385
 - destruction, 283, 338–9
 - versus excessive, 174–5, 181, 186
- external marking of vehicles, vessels and aircraft, 61, 79, 150
- extradition, 356
- factories, 129, 139, 141–2, 148, 174, 180, 185, 196, 199, 263
- Falkland Islands War, 80, 302–3
- false
 - colours or flags, 313, 315
 - messages, codes, orders or signals, 3, 315–16
 - pretences in espionage, 317–18, 321
- famines, 288, 290–1, 294, 300 *See also* starvation of civilians
- feigning
 - civilian status, 53, 305, 307–8
 - incapacitation, 305, 307
 - intent to negotiate, 305–7, 311
 - protected status, 305, 309
- fire-fighting, 225
- first-aid treatment, 254
- fishing vessels, 238, 315, 325
- fixed
 - distinctive emblem, 55–6, 59–62, 66–8, 73, 75–6, 307
 - medical establishments, 253, 260
 - military fortifications, 128
 - wings, 155
- flags
 - false, 313, 315
 - of surrender, 216, 306–7, 310
 - of truce, 305–7, 309–11, 314, 351
 - white, 216, 221, 306–7, 310
- flame-throwers, 100–1
- fog of war, 130, 170, 190, 210
- foodstuffs, 2, 90, 93, 161, 172, 205, 223, 288–92, 294–7, 300, 323–4
- force protection, 126, 193, 381
- Foreign Legion, 64
- forests, 271, 274–5, 278, 285
- fortifications, 87, 128, 146, 296, 316
- fragments, non-detectable, 92
- France
 - cases, 154, 326, 387
 - Foreign Legion, 64
 - Free (De Gaulle) Government, 66
 - Gendarmerie, 138
 - levée en masse*, origin of, 68
 - and nuclear weapons, 108, 275

408 Index of Subjects

- France (cont.)
 reservations to AP/I, 72, 108, 123, 134, 138, 263, 347
 Taxis of the Marne, 129
francs-tireurs, 62
 freedom
 of navigation, 98
 from slavery, 35
 of thought, conscience and religion, 36
 from torture, 35
 fuel-air explosives, 86
 function versus use, 250
- gas warfare, 105, 107–8, 346–7 *See also*
 chemical weapons
- Gaza, 198, 298, 316, 329
- General Assembly, 79, 107–8, 120, 268, 284
- general participation clause, 22–3, 26
- Geneva law, 25–8
- genocide, 352
- Germany
Autobahnen, 143
 cases, 386
 and French Foreign Legion, 64
 and hunger blockade, 300
 Manual on the Law of Armed Conflict, 146, 221, 254, 324
 Nazi, 65–6, 171, 215, 295, 312, 320, 354, 377, 382
 reservations to AP/I, 72, 123, 134, 189–90, 347
 Versailles Treaty, 101, 104
- gliders, 155
- Government offices, 139
- grave breaches, 167, 338, 351–2, 357–8
- Great Schism, 21, 28–30, 391
- Greece, 327–8
- guerrillas, 58, 66–7, 316
- Gulf War
 and blockade, 298
 and bridges, 135
 and broadcasting stations, 144
 cease-fire in, 286
 and diversion of merchant vessels, 330–1
 and electric grid, 140
 and mistake of facts, 374
 oil wells put on fire in, 282–7, 338
 retreating troops in, 136, 338
 Scud missiles in, 171
 shock and awe in, 169
 Ur temple, 242
- Gurkhas, 78
- Hague
 law, 25–8
- Rules
 of Air Warfare, 30, 91, 117, 121, 155, 157, 169, 220, 238, 316, 335
 for the Control of Radio in Time of War, 311
- hand grenades, 92
- harbours. *See* ports and harbours
- harmful acts, 205–6, 232–6, 260–1, 326
- Heads of States and Governments, 384, 387–9
- helicopters, 91, 216, 220, 235, 256–7, 330
- herbicides, 106, 278–9, 285
- high
 altitude bombings, 171, 194
 seas, 17, 48, 80, 98, 149, 271–2, 298–9, 301, 326
 technology, 173, 190, 391
- highways, 129, 134, 142–3
- hindsight, 182, 190, 365
- hinterland and rear zones, 148–9, 157
- historic monuments, 93, 237–40, 244–5, 248, 251, 343
- Holland. *See* Netherlands
- hors de combat*, 37, 48, 136, 164, 178, 213–14, 218–20, 232, 297, 308, 341, 349
- horses, 121, 224
- hospitals, 40, 125, 129–30, 133, 135, 140, 165, 185, 218, 222, 237–8, 248, 252–4, 259–61, 291, 311, 339
- hospital ships, 98, 135, 150, 238, 253, 255–7, 261–2, 303, 313, 315, 325
- hostage-taking, 91, 348–50
- hostilities, definition of, 2
- HPCR Manual, 31, 61, 82, 91, 126, 128, 154–6, 171, 174, 205, 216, 235, 258–9, 262, 298, 302–3, 310, 314, 318, 324, 334–6
- human rights law and LOIAC, 24, 32–40
- human shields
 and children, 210
 different scenarios of use of, 208–9
 and direct participation in hostilities, 210
 involuntary, 184, 208–11
 and medical units, 259
 POW as, 207–8
 prohibition of use of, 207–8, 212
 and proportionality, 211
 response to, 209–10
 and sieges, 297
 and tunnels, 317
 voluntary, 209–10
 as a war crime, 207–8
- humanitarian
 assistance, 225–6, 291–4, 301, 336
 considerations, xvii, 9–13, 178, 189, 216, 219, 392

Index of Subjects

409

- functions and duties, 233, 260–2
- law. *See* LOIAC, semantics
- Hungary, 101, 104
- hunting, 163
- ICC. *See* Table of Cases
- ICJ. *See* Table of Cases
- ICRC
 - and anti-personnel landmines, 95
 - and belligerent reprisals, 8
 - and burial at sea, 218
 - and command responsibility, 365, 369
 - and conditions of lawful combatancy, 64, 73
 - and cultural property, 245–6
 - and dangerous forces, 263
 - and derogations, 51
 - and direct participation in hostilities, 201–4
 - and environment, 267, 272, 275
 - and excessive collateral damage, 181
 - and feigning civilian status, 305, 308
 - and harmful acts to the enemy, 233
 - and *hors de combat*, 214
 - and hospitals, 260–1
 - and hospital ships, 261
 - and human shields, 209
 - and IACs, 2
 - and incendiary weapons, 101
 - and *jus ad bellum*, 6
 - and military
 - advantage, 192
 - operations, 165
 - and naval warfare in AP/I, 300
 - and new weapons review, 115
 - and perfidy, 308
 - and POW prosecution, 355
 - and precautions, 192
 - and proportionality, 178, 181
 - and purpose, 132
 - and reciprocity, 8–9
 - and relief consignments, 293
 - and restraints on the entitlement to kill
 - combatants, 48
 - and shipwrecked, 219
 - study of customary international law, 29
 - and targeted killings, 137
- ICTY Statute, 87–8, 90, 145, 248, 338, 348–9, 354, 366, 368, 370
- ignorantia*
 - facti excusat*, 374
 - juris non excusat*, 375
- IHL. *See* LOIAC, semantics
- ILC, 19–20, 38, 227, 267, 274–5, 339, 340, 386
- illuminants, 101
- IMFTE Statute, 354
- immunity
 - from attack, 200, 203, 213, 216, 237, 239, 243, 246–7, 252, 256, 296
 - jurisdictional, 381, 384, 386–9
- IMT Statute. *See* Table of Treaties
- incendiaries, 89, 99–102, 116, 278, 285
- incidental injury/damage. *See* collateral damage
- incitement to rebel, 316
- indiscriminate
 - attacks, 147, 158, 168–73, 175–7, 186, 194
 - ‘blind’ weapons, 83, 172, 188
 - booby-traps, 93
 - cluster munitions, 104
 - and collateral damage, 175–7
 - cyber, 83
 - definition, 169
 - and direct attacks against civilians, 169–70
 - illustrations of, 171–2
 - lasers not, 103
 - mines, 95, 97–8
 - nuclear weapons, effects of, 109
 - weapons and war crimes, 88
- Indonesia, 64–6
- industrial plants, 129, 141–2, 173–4, 181, 185, 196, 242, 270
- industrialists, 353, 380
- infrastructure, 128, 141, 144, 186
- inhuman treatment, 35
- insanity, 379–80
- insignia, 60, 303, 310, 312–14, 320
- inspections, 106, 108, 155–6, 238, 256–7, 259, 294, 326, 330, 335
- Institut de Droit International*, 122, 357–8, 389
- intelligence gathering, 2, 128, 130, 133, 151, 156, 196, 204–6, 317–19, 321
- intent, 51, 84–5, 88, 96, 102, 132–3, 144, 166–70, 200, 207, 210, 213–16, 231, 246, 248–9, 253, 273–4, 276, 280, 287, 299, 305–8, 310–11, 313, 317, 321, 334, 356, 372–3, 375
- interdiction fire, 171
- intermingling of civilians and combatants, 199, 207, 231, 391
- internal waters, 17, 98
- international humanitarian law. *See* LOIAC, semantics
- Internet, 141, 150
- inter-State character of armed conflicts, 40–3
- intoxication, 380–1
- Iran, 156
- Iran–Iraq War, 105, 153, 266, 302
- Iraq. *See* Gulf War, Iran–Iraq War
- Ireland, 72, 189

410 Index of Subjects

- irregular forces, 46, 58, 60, 63, 65–7, 73, 75, 161, 309
- irrigation, 288–9
- Israel
 - Beirut bombardment by, 211
 - and belonging to a Party to the conflict, 62–3
 - and blockades, 298
 - and booty of war, 324
 - cases, 53, 62–3, 202–3, 324, 329
 - and Church of the Nativity, 247–8
 - and direct participation in hostilities, 201–3
 - and prize, 329
 - Scud missiles against, 171
 - and unlawful combatants, 53
 - and warnings, 198
- Italy, 73, 123, 134, 138, 143, 189–90, 326, 347, 355, 386
- jamming, 113, 158
- Japan, 53, 137, 354, 387
- Jordan, 63, 388
- journalists
 - on dangerous missions, 231
 - definition, 230
 - embedded, 230–1
 - loss of protection, 232
 - war correspondents, 56, 161, 230–1
- judicial guarantees, 35–6, 51, 53–4, 201, 319
- jungle trails, 134, 171
- jurisdiction
 - active personality, 357
 - immunity, 381, 384, 386–9
 - passive personality, 357
 - protective principle, 357
 - territoriality, 40, 357–8
 - universality, 356–8
- jus*
 - ad bellum*, 4–6, 110, 286, 340, 352
 - cogens*, 14, 21, 31, 39, 227
 - dispositivum*, 22
 - in bello*. *See* LOIAC, semantics
 - standi*, 34
- kamikaze* pilots, 53
- kitchen utensils, 93
- knives, 90
- knowledge, 181, 190, 276, 361–8, 373, 383
- Korea, 73, 97
- Korean War, 208
- Kosovo air campaign
 - and accumulation of attacks, 17
 - and bridges, 134
 - and broadcasting stations, 40, 143, 196–7
 - and high-altitude bombings, 194
 - and oil refineries, 266
 - and trains, 143
- Kuwait, 137, 153, 282–6, 338
- laboratories, 115, 129
- landmines, 92, 94–7, 119, 316
- laser weapons, 102–3
- lawful combatancy, conditions of
 - belonging to a Party to the conflict, 56, 59, 62–3, 68, 75
 - carrying arms openly, 55–6, 59, 62, 65–8, 72, 307
 - conduct in accordance with the laws of war, 55–6, 59, 62, 67, 71–2, 76
 - fixed distinctive emblems, 55–6, 59–62, 66–8, 73, 75–6, 307
 - groups and individuals, 62, 67–8, 76
 - nationality (allegiance to the Detaining Power), 56, 59, 63–6, 68, 78
 - organization, 59, 62, 68, 70–1, 75
 - regular forces and, 60, 65–6, 75
 - subordination to responsible command, 55–6, 59, 62, 68, 70–1, 75
- leaflets, dropping of, 3, 198
- League of Nations, 27
- legal advisers, 44–6, 375
- letter bombs, 93
- levée en masse*, 55, 59, 62, 68–9, 161
- lex specialis*, LOIAC as, 36–8, 47
- libraries, 240
- life, human right to, 35–7
- lifeboats, 219, 256, 332
- light individual weapons, 81, 234, 262
- lighthouses, 154
- LOIAC (in general)
 - cardinal principles of, 14–17
 - as a checks-and-balances system, 11
 - derogations from, 34, 50, 53, 201
 - dissemination of, 44, 375
 - driving forces of, 9–13
 - equal application of, 5–7
 - Great Schism in, 21, 28–30, 391
 - and human rights law, 24, 32–40
 - lex specialis*, as, 36–8, 47
 - major premises of, 4–9, 11, 14, 110
 - review of, 391
 - semantics, 23–4, 32
 - strata of, 15, 18–23
 - and technology, 112–14, 391
 - and UN, 43
- looting, 234, 322–3
- loss of protection *See also* direct participation in hostilities
 - children, 232
 - civil defence, 232
 - civilians, 70, 199–201

Index of Subjects

411

- cultural property, 246–7
- dangerous forces, 265
- hors de combat*, 232
- hospitals, 259–60
- journalists, 232
- medical personnel, 232–3
- parachutists in distress, 232
- parlementaires, 309
- relief personnel, 232
- religious personnel, 232
- shipwrecked, 232
- women, 227, 232
- wounded and sick, 232
- Lusitania*, 180
- major premises of LOIAC, 4–9, 11, 14, 110
- Malaysia, 64–6
- malfunctions, technical, 172, 196, 217
- manuscripts, 240
- maritime warfare. *See* naval warfare
- Martens Clause, 14–16, 345
- mass destruction, weapons of. *See* biological weapons, chemical weapons, nuclear weapons
- matériel*, 2, 82
- maternity cases, 223, 229, 253–4, 257, 291, 295
- maux superflus*, 84–5
- means of warfare, 2, 5, 7, 30, 48, 82–116, 141, 192, 267, 271–2, 280, 319, 391
- media. *See* journalists, broadcasting stations
- medical
 - aircraft, 155, 220, 253, 257–9, 262
 - equipment, 254–5, 295
 - experiments, 35, 39
 - personnel, 33, 57, 71, 178, 218, 222–5, 233–5, 255, 260, 262, 296
 - units and transports, 118, 135, 164, 222–4, 233–5, 246, 252–62, 343
- medications, 257, 289, 291–2
- mens rea*, 276, 372–5, 383
- mental disease. *See* insanity
- mercenaries, 64, 70, 76–9
- merchant vessels
 - armed, 80–1, 153
 - blockades, 152, 299, 330, 334
 - capture of, 153, 325–9, 331–5
 - cargoes, 180, 333–4
 - contraband, 152, 330, 336–7
 - conversion
 - to hospital ships, 256–7
 - to warships, 79–80
 - convoys, 151–3
 - crews, 56
 - definition, 151
 - destruction of, 329–33, 335
 - diversion of, 329–31, 335
 - enemy character of, 150, 325, 334
 - and exclusion zones, 302
 - as military objectives, 149, 151–2
 - in military ports, 133
 - and mines, 98
 - neutral, 98, 152–3, 299, 302, 325–31, 333–7
 - and prize, 153, 324–30, 333–4, 337
 - resistance by, 80, 332
 - and unlawful combatants, 79–81
 - visit and search of, 330–2, 335–7
- methods of warfare, 2, 4–5, 10–11, 16, 24, 30, 84–5, 88, 107, 115, 177, 267, 271–2, 280, 286, 288–349, 391
- midwives, 223
- military
 - advantage. *See also* anticipation of military advantage
 - and blockade, 301
 - and bridges, 135, 175, 180
 - and circumstantial background, 124–5
 - and collateral damage, 113, 118–19, 121–6, 136, 140, 152, 158, 173, 176–83, 185, 189, 191–6, 211, 260, 264, 276, 283, 345
 - concrete, 122–3, 176
 - and cultural property, 249–50, 338
 - definite, 118–19, 121
 - and environment, 276–7, 283, 338
 - and force protection, 126, 193
 - and medical aircraft, 262
 - and military necessity, 9, 121
 - overall, 123–4
 - versus political advantage, 122
 - similar, 191–4
 - speculative, 183, 267
 - and targeted killings, 137
 - and unnecessary suffering, 86
 - and war-sustaining, 126–7
- aircraft
 - and belligerent rights, 155
 - and blockades, 299
 - as booty, 334
 - capture of civilian aircraft by, 335
 - computers in, 144
 - crews of, 56, 161
 - definition, 154–5
 - in distress, 216, 220–1
 - and espionage, 318–19
 - and explosive bullets, 91
 - as military objectives, 101, 128–9, 139, 150, 155
 - national marking of, 61, 154–5

412 Index of Subjects

- military (cont.)
 and neutral merchant ships, 326, 330
 and surrender, 216
 barracks, 125–6, 128, 185
 bases, 128, 181, 184
 manuals, 11, 19
 necessity
 and captured civilian aircraft, 335–6
 and cultural property, 240–5, 249
 definition, 9–12
 and destruction of property, 10, 12,
 283–4, 337–9, 350
 and environment, 284
 and humanitarian considerations, 10–13,
 24, 392
 imperative, 12–14, 240–3, 249, 283–4,
 290, 337–8
 as a legal justification, 12, 166
 and military advantage, 9, 121
 and POW, 13
 and proportionality, 186
 and scorched earth policy, 283–4
 and urban warfare, 147
 and wanton action, 283–4, 338–9
 objectives
 accumulation of attacks against, 16–17
 in air warfare, 154–9, 262
 and belligerent reprisals, 344
 bridges as, 134–5
 broadcasting stations as, 144
 as a central construct in contemporary
 LOIAC, 118
 choice between, 191–3
 and circumstantial background, 118,
 124–5, 130
 civilian airports and ports as, 142
 and combatants, 120
 computers as, 144–5
 and cultural property, 236, 244–50
 and dangerous forces, 263–5, 344
 defended sights as, 145–6
 definition, 118–20
 and direct participation in hostilities, 120–1
 and distinction, 45, 82, 117, 160, 177–8,
 390
 and dual-use targets, 140–1
 entitlement to attack, 47–8, 117
 and environment, 266, 274, 278, 283
 exemption from attack, 135–6
 Government offices as, 139
 and human shields, 207–10
 industrial plants as, 141–2
 lighthouses as, 154
 list of (by nature), 128–9
 by location, 118, 133–4
 main arteries of communication as, 142–3
 by nature, 118, 127–9
 in naval warfare, 149–52, 180, 303
 oil facilities as, 142
 origin of expression, 117
 in outer space, 145
 and precautions, 188, 191, 199
 and proportionality, 178
 by purpose, 118, 132–3
 restrictions on attack, 89, 100–1
 trains as, 143
 trucks as, 143
 and urban warfare, 185–6
 by use, 118, 129–30
 war-sustaining 30, 126–7
 supplies, 129, 135, 205
 militias, 46, 55–8, 161
 minerals, 129
 mines. *See* booby-traps, landmines, naval
 mines
 minimizing civilian losses, xvii, 114, 175, 177,
 179, 188–9, 193–6, 198, 250
 Ministries of Defence, 129, 139
 miscalculations, 172
 missiles, 31, 58, 82, 112, 128, 137, 144, 150–1,
 171–2, 181, 187, 204, 258, 346
 mistake
 of fact, 374, 383–4, 386
 of law, 374–6, 383–4, 386
 mitigation of punishment, 358, 380, 382, 384–6
 mock operations, 314–15
 Monte Cassino Abbey, 133–4
 Montenegro, 42
 Montreux Document, 162
 monuments, 93, 237–42, 244–6, 248, 251, 343
 moral choice, 377–8, 382
 morale shattering, 167–9
 Moscow, 143
 mosques. *See* places of worship
 Mostar, 338
 mountain passes, 134, 171
 mules, 121
 munitions
 cluster, 103–4, 171
 as contraband, 336
 differentiation between, 90
 factories, 129, 139, 141, 174, 180, 199
 incendiary, 90, 102
 as means of warfare (weapons), 5, 82
 and overkill effects, 188, 192
 PGM, 145
 restrictions on use of, 89
 storage of, 128, 133, 316
 trucks, 205–6
 WP, 102

- murder
 - and duress, 377–9
 - of POW, 13, 342, 350
 - and unlawful combatants, 52, 65
 - and warfare, 51
 - of wounded and sick, 216
- museums, 239–40
- napalm, 89, 100–1, 285
- national law. *See* domestic law
- Nativity, Church of, 248
- NATO, 24, 29, 31, 40, 144, 196, 198, 208, 266, 276
- naval warfare
 - areas of, 149
 - blockades, 17, 127, 152–3, 298–301, 327, 329–30, 334, 336
 - cartel vessels, 257, 260, 313
 - coastal bombardment, 154, 237
 - contraband, 152–3, 299, 326–7, 330, 333–7
 - destruction of merchant vessels, 331–3
 - exclusion zones, 301–3
 - false colours, 313, 315
 - hospital ships, 98, 135, 150, 238, 253, 255–7, 261–2, 303, 313, 315, 325
 - merchant vessels. *See* merchant vessels
 - military objectives, 149–52, 180, 303
 - mines, 97–9
 - neutrals, 98, 149, 152–3, 255, 298–9, 299, 301–3, 325–34, 336–7
 - passenger liners, 98, 132, 152–3, 180, 333
 - privateering, 41, 48–9, 80
 - prize, 151, 153, 155–6, 299, 324–9, 331–5, 337
 - shipwrecked. *See* shipwrecked
 - submarines, 80–1, 97, 150–1, 216–17, 331–2
 - surrender, 216
 - warships. *See* warships
- necessity, 266, 323, 330, 333, 376 *See also* military necessity
- Netherlands, 73, 123, 134, 189–90, 319–20
- neutral(s)
 - and belligerent reprisals, 341
 - and blockade, 298–9
 - cargoes, 333–4
 - civilian aircraft, 155–6, 299, 334–6
 - civilians, 184
 - continental shelf, 149
 - emblems and uniforms, 305, 309, 312–14, 320
 - and environment, 270
 - exclusive economic zones, 149
 - hospital ships, 255
 - and humanitarian assistance, 292
 - internment, 56
 - merchant vessels, 149, 152–3, 299, 301–2, 325–33, 336–7
 - passenger liners, 333
 - ports, 98, 153, 299
 - satellites owned by, 145
 - shipping, 98, 303
 - territories, 17, 48, 98, 141
 - and war crimes jurisdiction, 357
 - warships, 153, 299
- neutrality, principle of, 17, 110, 141
- neutralization, 87, 118–19, 126, 135, 137, 189
- neutralized zones, 31, 149
- New Zealand, 72–3, 123, 126, 190, 355, 374
- NIACs, 28, 41–2, 54–5, 74, 76, 200, 228, 249, 280, 354, 369, 388
- Nicaragua, 41
- no-fly zones, 303
- no-quarter policy, 215
- non-combatants, 14, 46–7, 50, 82, 88, 109, 160–1, 164, 305, 307, 318
- non-defended sites, 145–9, 153–4, 157
- non-derogable human rights, 36, 38–9
- non-detectable fragments, 92
- non-lethal weapons, 86–7, 115
- nuclear
 - electrical generating stations, 262–5, 344
 - weapons
 - clean, 111
 - and customary international law, 108–9
 - in the desert, 111
 - and distinction, 109
 - and environment, 271, 275, 276
 - and excessive collateral damage, 111
 - and gas warfare, 109
 - free zones, 109
 - indiscriminate effects, 109
 - LOIAC applicability to, 108
 - in mid-ocean, 111
 - and neutrality, 110
 - non-proliferation of (NPT), 109, 112, 390
 - prohibition of (TPNW), 108
 - and self-defence, 110
 - testing of, 109
 - and unnecessary suffering, 109
- nurses, 222
- obedience to superior orders, 358, 382–5
- occupied territories, 50, 55–6, 63, 68, 72, 201, 227, 237, 283, 291–2, 298, 321–2, 350
- official position or capacity, 384–5, 387
- oil
 - facilities, 129, 142
 - pipelines, 129
 - pollution, 282

414 Index of Subjects

- oil (cont.)
 tankers, 152, 266
 wells set on fire, 282–6, 338
 open cities, 148
opinio juris, 18, 267, 284, 388
 orderlies, 222
 orders
 issuance of, 358–9
 obedience to superior, 358, 382–5
 Organization of African Unity, 79
 Oslo Manual, 18, 31, 58, 112, 128, 141, 143–5,
 150, 156, 159, 162, 215–16, 220, 241,
 251, 262, 267, 273, 293
 outer space, 19, 109, 140, 145, 268
 ozone layer, 268
- Palestinians, 63, 248
 Pan American Union, 239
 parachutists from aircraft in distress, 220–1, 232
 parlementaires, 221, 307, 309
 partisans, 58, 215, 318
 passenger liners, 98, 132, 152–3, 180, 333
 peremptory norms. *See jus cogens*
 perfidy
 and betrayal of trust, 305
 definition, 305
 feigning civilian status, 305, 307–8
 feigning incapacitation, 305, 307
 feigning intent to negotiate, 305–7
 feigning intent to surrender, 305–7
 feigning protected status, 305, 309
 and improper use, 310–12
 killing or injuring or capture, 305–6
 and ruses of war, 303
 and targeted killings, 137
 and treachery, 304–5
 petrochemical industries, 100, 142
 PGM, 145, 171, 192, 194–6
 pharmaceutical stores, 254
 pharmacists, 222
 philanthropic missions, 238, 325
 photographers, 230
 pickets, 234–5
 pillage, 49, 217, 322–3, 325, 353
 pillboxes, 101, 128
 pipelines, 129, 142, 150
 piracy, 48
 places of worship
 belligerent reprisals against, 343
 and booby-traps, 93
 special protection of, 236–7, 239–40, 244–7,
 252
 use by the enemy, 130, 133, 236
 plunder, 322, 338, 350
 poison, 27, 90, 104–5, 109, 266, 351
 police, 137–8, 148
 political
 considerations, 122, 294
 leadership, 138–9, 345, 353
 pollution
 air, 2661, 269, 282–3
 sea, 266, 325
 water, 90, 266
 population
 civilian, 14, 46, 52, 71, 100, 117, 120, 140, 148,
 159–61, 163–4, 166–9, 183, 185, 188,
 194, 197–9, 207, 211, 224–5, 263–5,
 288–94, 296, 300–1, 343–5, 348, 350, 353
 general, 270, 272–4, 280, 282–3, 322
levée en masse, 55, 68
 ports and harbours, 98, 127–8, 134, 142,
 153–4, 199, 298–300, 336
 postmen, 173, 235
 POW
 and belligerent reprisals, 341–2
 camps, 107, 164, 178
 capture of, 13, 49–52, 54–5, 63–4, 66, 68,
 73, 214–16, 230, 308, 320–1, 355
 cartels, 257
 and civilians, 56, 58–9, 161–2
 conditions of status, 55–6, 58–68, 70–5, 319
 cost/benefit, 308
 deserters, 69
 and detention, 38, 52
 escaping, 313, 316
 exchange of, 257
 and experiments, medical or scientific, 39,
 57–8
 as hostages, 349
 as human shields, 207–8
 journalists, 230
 as *lex specialis*, 38
 life versus liberty, 49–50
 medical personnel, 223
 mercenaries, 76–7
 merchant marine crews, 56
 and military necessity, 13
 murder of, 13, 342, 350
 and perfidy, 307
 personal effects of, 324
 presumption of status, 70
 privileges of, 308
 religious personnel, 225
 repatriation of, 355
 spies, 320
 and tear gas, 107
 torture of, 39
 and unlawful combatants, 50–4, 308, 354–5
 and war crimes, 355
 women, 227

- power plants, 129, 140
- precautions
- active, 188–9
 - and civilian airliners, 156
 - and cultural property, 250, 252
 - and dangerous forces, 265
 - feasible, 141, 145, 179, 188–91, 193, 195, 209, 252, 302–3
 - and human shields, 211
 - passive, 198–9, 207, 265
 - and warnings, 197–8
- pregnant women, 226–7, 294
- prescription of war crimes, 355
- presumptions
- and bridges, 135
 - and cargoes, 334
 - and civilian status, 130–1, 164, 236
 - and effective control, 368
 - and enemy character, 334
 - and human shields, 210
 - irrebuttable, 375–6
 - and mistake of law, 375–6
 - and POW status, 70
 - rebuttable, 66, 130–1, 135, 334, 368, 379
 - and regular armed forces, 66
 - of sanity, 379
 - and schools, 135
- prevention
- of access, 299
 - of crimes, 361
 - of disease, 222, 254, 256–7
- private
- gain, 76–7
 - military personnel, 162–3
- privateers, 41, 48–9, 80
- prize, 151, 153, 155–6, 299, 324–9, 331–5, 337
- propaganda, 139, 144, 316
- property. *See* booty of war, capture, cargoes, contraband, destruction of property, pillage, prize, seizure of property
- proportionality
- and autonomous weapons, 113
 - as a balance of pain/gain, 178
 - and belligerent reprisals, 345–6
 - and blockades, 301
 - and collateral damage, 86, 112, 114, 136, 140, 152, 173, 175–7, 179–81, 264, 290
 - and dangerous forces, 264
 - definition, 176
 - and environment, 266–7, 274, 277, 283
 - extension to non-civilian persons/objects, 164, 178–9
 - historical development of, 175
 - and human shields, 208–11
 - importance of principle in contemporary LOIAC, 176–7, 390
 - and information available, 190–1
 - limited application of, 177–9
 - and military advantage, configuration of, 185
 - and PGM, 192
 - and precautions, 141, 188–93, 250
 - and target area bombings, 174
 - and targeting, 191–2
 - and unnecessary suffering, 86
 - and urban warfare, 185–7
- prosecution and punishment
- by domestic courts, 51–3, 64, 66, 202, 319, 352, 355–8, 367–8, 370
 - by international courts, 138, 320, 340, 353–4, 379, 388, 390
- prostitution, enforced, 226
- psychological warfare, 3, 144, 165, 316
- public emergency, 34–5
- pumps, 140, 289
- quasi-combatants, 174
- radar, 81, 114, 144
- radio, 40, 144, 196, 198, 216, 259–60, 311, 318
- rafts, 219
- railroads and trains, 129, 134, 142–3, 148, 172, 182, 192, 208, 242, 254, 290
- ranks, 10, 76–7, 192, 250, 345, 369–70, 385–7, 390
- rape, 226–8
- rationing, 172
- rear zones and hinterland, 148–9, 157
- recognition
- of belligerency, 42
 - of Governments, 43, 56, 66
 - of state of war, 42–3
 - of States, 43
- reconnaissance, 151, 156, 190, 317–18, 321
- Red Crescent emblem, 253, 310
- Red Cross
- emblem, 223–4, 253, 256–7, 310
 - National Societies, 222, 255
- Red Crystal emblem, 253
- Red Lion and Sun emblem, 254, 310
- reflagging, 153
- refugees, 100, 125, 207–8
- regular armed forces, 46, 56–8, 65–6, 73, 150, 161, 309
- reinforcements, 69, 134, 143, 311
- relief
- consignments. *See* humanitarian assistance personnel, 184, 225–6, 232
 - religious. *See also* places of worship missions, 238, 326

416 Index of Subjects

- religious (cont.)
 - monument, 240–1
 - motives, 77, 241
 - objects, 93, 291–2
 - personnel, 47, 57, 164, 178–9, 222, 224–5, 233–4, 255, 344
 - property, 237, 240
- renunciation of rights, 33, 114
- reservations to treaties, 20
- reservists, 46, 57, 144, 202
- residential areas, 135, 142, 146–7, 181, 183, 185–6, 192, 208–9, 316
- resistance movements, 56, 58, 67
- restatements, 30, 392
- retention, 57–8, 223, 225
- retreating troops, 136, 283
- Rhine River, 135
- riot control, 106–7
- risk allocation, 193
- river crossings, 171
- rivers, 142–3, 219
- roads, 134, 142–3, 148
- robots, xiv, 113–14, 391
- ROE, 24
- RPA. *See* drones
- rubber bullets, 86
- Ruhr, 158, 174, 263
- ruses of war, 3, 61, 303, 312–15
- Russia, xiv, 1, 14, 19, 40–1, 76, 165, 169, 197, 239, 296, 298
- Russian–Ukrainian IAC, xiv, 1, 19, 41, 76, 165, 169, 298
- sabotage, 63, 65–6, 285, 306, 318
- safe passage, 303
- San Remo Manual, 30, 80–1, 98–9, 119, 126, 149–53, 238, 256–7, 261, 298–9, 301–2, 313, 325–7, 330–3, 335–6
- SAR operations, 220, 262
- satellites, 140, 145
- scarcities in wartime, 172
- schools, 129–30, 133, 135, 208, 236
- scientific
 - collections, 240
 - developments, 114
 - experiments, 35, 39
 - institutions, 239
 - missions, 238, 325
- scorched earth policy, 263, 283, 290
- SCSL. *See* Table of Cases
- seaplanes, 155, 330
- secession, 42
- Security Council, 5, 43–4, 46, 106, 112, 227–8, 231, 286, 289, 354, 387–8
- seizure of property, 12, 248, 322–5, 337, 339
- self-defence (*jus ad bellum*), 5, 110, 340
- self-destruct and deactivation mechanisms, 89, 95–6, 98–9, 103
- Senegal, 39
- sentries, 93, 234–5
- Serbia, 42, 144, 187, 388
- sexual violence, 226–7, 232
- shelters, 149, 225, 240, 242, 289, 292, 316, 374
- shipwrecked
 - and belligerent reprisals, 342–3
 - definition, 218–19, 229
 - as *hors de combat*, 218
 - and hospital ships, 255–6
 - on islands, 219
 - loss of protection, 232
 - and medical aircraft, 262
 - and medical units, 254–5
 - and pillage, 322
 - and POW, 72
 - and proportionality, 179
 - and renunciation of rights, 33
 - and SAR, 219
 - special protection of, 184, 217–20, 229, 353
 - transition to active combat, 219–20
 - and torture, 39
- shipyards, 128, 181
- shock and awe, 169
- short of war hostilities, 1, 23, 34
- shotguns, 89
- sick. *See* wounded and sick
- sick-bays, 218, 261
- sieges, 31, 237, 294–8, 300, 316
- signals, 2, 81, 101, 216, 254, 259, 310–12, 315–16, 318
- Singapore, 65
- slavery, 35, 226–7
- small calibre bullets, 89
- smart bombs. *See* PGM
- smoke, 282–3, 315
- snipers, 2, 125, 131, 136–7, 180, 185, 274
- software, 4, 112, 144
- sonic booms, 3, 337
- space stations, 145
- Spain, 73, 123, 134, 189–90
- spears, 90, 94
- Special Forces, 13, 60
- spies
 - and air warfare, 317–19
 - civilian, 317–18, 320
 - clandestine nature of activities, 317–18, 321–2
 - definition, 317–18, 321
 - and despatches, 317–18
 - and enemy uniforms, 313, 321
 - and false pretences, 317–18, 321
 - and occupied territories, 321–2

- and POW status, 320
- and prosecution, 319
- and reconnaissance, 318
- rejoining the army, 320, 322
- and treason, 318
- as unlawful combatants, 70
- not war criminals, 319
- zone of operations, 317–18, 321
- Stalingrad, 157
- starvation of civilians, 288–97, 300
- State
 - aircraft, non-military, 155, 318, 324, 334
 - rights, 32–4
 - statehood, 43
 - statutes of limitation, 355
 - stock exchanges, 127
 - straits, 17
 - strategic bombing, 157
 - stretcher-bearers, 222
 - submarines, 66, 80–1, 97, 150–1, 216–17, 331–2
 - Sudan, 388
 - suicide bombers, 7, 53, 261, 391
 - superfluous injury. *See* unnecessary suffering
 - superior orders, obedience to, 358, 382–5
 - surgeons, 222
 - surprise, 60, 197–8, 315
 - surrender
 - to aircraft
 - air to air, 216
 - land to air, 215
 - calls for, 3
 - conditions of, 215
 - consent to, 47, 136, 214
 - duty to accept, 215
 - feigning, 305–7
 - flags of, 216, 306–7, 310
 - hors de combat*, 213
 - in land warfare, 215–16, 315
 - in naval warfare, 216, 219
 - no-quarter policy, 215
 - and parachutists from aircraft in distress, 220–1
 - and parlementaires, 221, 232
 - and sieges, 297
 - and war crime of killing surrendered personnel, 356, 375
- survival
 - of the civilian population, 288–93, 300–1, 344
 - personal, 377–9, 381
 - of the population at large, 272–4
 - of States, 110
 - swamps, 134
 - Switzerland, 31, 119, 190
 - swords, 90
 - synagogues. *See* places of worship
 - Taliban, 41, 43, 66, 74–6
 - Talinn Manual, 2, 4, 31, 69, 83, 130–1, 141, 193, 203, 308, 343, 346
 - tankers, 150, 152, 155, 266
 - tanks, 82, 89, 141–2, 144, 208, 259–60, 313, 315, 337
 - target area bombings, 157–9
 - targeted killings, 136–7, 304
 - tear gas, 106–7
 - telephone exchanges, 128
 - temples. *See* places of worship
 - territorial
 - jurisdiction, 40, 357–8
 - sea, 17, 98, 149
 - terror, spreading among civilians, 166–8, 198
 - terrorism, 34, 41, 75–6
 - threats, 34–5, 106, 109–10, 112, 162, 166, 168, 198, 215–16, 288, 348–9, 376–7
 - timing of attacks, 196
 - tornadoes, 268
 - torpedoes, 99, 112, 150–1, 217
 - torture, 31, 35, 38–9, 216
 - toys, 92
 - tracer bullets, 102
 - tractors, 97, 141, 194
 - training, xviii, 44–6, 57, 65, 79, 121, 126, 128–9, 162, 218, 223
 - trains and railroads, 129, 134, 142–3, 148, 172, 182, 192, 208, 242, 254, 290
 - trams, 142
 - trauma, 2, 85, 168, 229
 - treachery, 303–5, 309, 314
 - treason, 64, 319
 - treaties (in general)
 - customary law, interaction with, 20–3
 - declaratory, 22–3, 26, 89, 101, 105, 271
 - definition, 20
 - inter se* application, 21, 105, 358
 - jus cogens*, conflict with, 21
 - material breach of, 8, 347
 - multilateral or bilateral, 20
 - reservations to, 20
 - and UN Charter, 21, 44
 - troop ships, 80
 - trucks, 82, 97, 128, 142–3, 205–6
 - tsunamis, 268, 270–1
 - tunnels, 128, 142, 316–17
 - Turkey, 101, 104
 - TV, 144, 196, 198, 230

418 Index of Subjects

UK

- and arming merchant vessels, 80–1
 - and belligerent reprisals, 343, 345, 347
 - cases, 64–7, 329, 380
 - and circumstantial background, 124
 - and cutting off enemy supplies, 290
 - and dum-dum bullets, 91
 - and effects of attacks, 183
 - and environment, 272
 - and Falkland Islands War, 80, 303
 - and Gurkhas, 78
 - and human shields, 211
 - Manual of the Law of Armed Conflict, 17, 89, 101–2, 124, 131–2, 136, 148, 164, 183, 192, 211, 220–1, 272, 290, 298, 318, 327–8, 347
 - and nuclear weapons, 108, 275
 - parliamentary system, 139
 - and prize, 327–9
 - and purpose, 132
 - reservations to API, 73, 123, 134, 189, 263, 290, 344–5
 - and snipers, 136
 - and substantial doubt, 131
 - and undefended places, 148
- Ukraine, xiv, 1, 19, 41, 76, 165, 169, 298
- UN
- emblems, 305, 309–10, 312
 - forces, 43, 309
 - LOIAC applicability to, 43
 - organs. *See* General Assembly, Security Council
 - undefended sites, 145–9, 153–4, 157
- UNESCO, 27, 30, 144, 239, 247, 251, 343
- uniforms
- and camouflage, 315
 - civilian contractors in, 163
 - combatants and, 48, 60–1, 72–3, 202, 305, 308
 - deserters and, 69
 - Government employees not in, 58, 161
 - Heads of State and, 139
 - improper use of, 303, 305, 309–10, 312–14
 - manufacture of, 141
 - multiple, 60
 - removal of, 60–1, 65–6, 69, 307–8, 356
 - sabotage out of, 65–6
 - spies and, 318, 320–1
 - sub-standard, 60
- unlawful combatants
- Al-Qaeda as, 75–6
 - and API, 70–4
 - consequences of status of, 47–8
 - detention of, 51–3, 210

- and direct participation in hostilities, 201, 203
 - and distinction, 50
 - Israeli legislation on, 53
 - and judicial guarantees, 53–5
 - mercenaries as, 76–9
 - and merchant vessels, 79–81
 - and privateering, 48–9, 79
 - prosecution of, 51–2
 - rationale of the construct, 50–1
 - spies as, 320
 - and suicide bombers, 53
 - Taliban as, 74–5
 - as unprivileged combatancy, 49
 - and voluntary human shields, 210
 - and war criminals, 51–2, 354–7
- unmanned maritime devices, 150
- unnecessary suffering, 14–15, 82, 84–8, 92–4, 100, 102–3, 109, 114
- urban warfare, xiv, 132, 134, 146–7, 174, 185–7, 195, 209, 391
- US *See also* Afghanistan War, Gulf War, Kosovo air campaign, Vietnam War
- and API, 28–9, 42, 73–4
 - and belligerent reprisals, 345
 - and blockades, 299
 - and broadcasting stations, 144
 - Civil War, 126
 - and collateral damage, 179
 - and command responsibility, 364
 - and Common Article 3, 55
 - and cultural property, 242
 - and drones, 58
 - and enemy uniforms, 312
 - and environment, 275, 284
 - and force protection, 126
 - and gas warfare, 105
 - and herbicides, 278–9
 - and incendiary weapons, 100
 - interstate roads system, 143
 - and journalists, 231
 - and landmines, 97
- Law of War Manual, 53, 86, 97, 102, 118, 120, 126, 128, 131, 133, 138–9, 147, 161–2, 179, 189, 215, 219, 231, 235, 279, 312, 321, 336, 345
- military
- handbooks, 24, 42, 54, 73, 115, 127, 154, 216, 296, 298, 300, 302, 307, 311, 331, 346
 - tribunals (Subsequent Proceedings). *See* Table of Cases
 - and new weapons review, 115
 - and nuclear weapons, 108, 275
 - Pentagon, 75

Index of Subjects

419

- President as Commander-in-Chief, 139
- and presumption of civilian status, 131
- and privateering, 49
- and purpose, 133
- and reflagging, 153
- and ROE, 24
- and sabotage, 66
- September 11, 2001, 41, 76
- Supreme Court. *See* Table of Cases
- and Taliban, 41, 66, 74–5
- and targeted killings, 137
- and unlawful combatants, 52
- Vincennes* incident, 156–7
- and war on terrorism, 76
- and war-sustaining capabilities, 126–7

- V–1 and V–2 rockets, 171
- Vatican, 243
- vehicles
 - armoured, 89, 101, 128, 187
 - medical, 235, 254–5
 - military, 61, 128–9, 194, 313, 318
 - and mines, 92, 94, 96–7, 115
 - relief, 226
- verification, 106, 108, 116, 119, 153, 175–6, 188, 190, 192, 206–7, 250, 294, 336
- vessels. *See* auxiliary vessels, container vessels, enemy character of vessels, fishing vessels, merchant vessels, passenger liners, submarines, torpedo boats, troop ships, warships, yachts. *See also* naval warfare
- veterinary personnel, 223–4
- Victory*, HMS, 125
- Vietnam War, 278, 298, 316
- Vincennes* incident, 156–7
- violence, 2–4, 32, 48, 51, 117, 165–6, 168, 198, 204, 206, 226–8, 308
- visibility, 61, 71–2, 139, 143, 157, 159, 171, 181, 194, 216, 237–8, 283, 308, 315
- visit and search, 150, 152–3, 325–7, 330–2, 334–6

- waiver, 34, 241, 244, 249–50, 252, 308, 389
- wanton destruction of property, 10, 12, 154, 283–4, 338–9, 350
- war correspondents, 56, 161, 230–1
- war crimes (in general)
 - civilians and, 138, 353
 - and command responsibility, 358–72
 - as customary international law, 352
 - defences, 374–86
 - definition, 350–2
 - and grave breaches, 351
 - and jurisdictional immunity, 386–9
 - and *mens rea*, 372–3
 - orders to commit, 358–9
 - and POW, 355
 - prescription of, 355
 - prosecution of, 352–5
 - universal jurisdiction, 356–8
 - and unlawful combatants, 51–2, 354–7
- war effort, contribution to, 127–8, 152
- war-gaming facilities, 128
- war-sustaining capabilities, 30, 126–7, 152
- warnings, 3, 48, 93, 145, 151–2, 156, 197–8, 225, 232, 250, 252, 260–1, 299, 302–3, 344–5, 347
- warships
 - as booty of war, 324, 328
 - and Coast Guard, 138
 - conversion to, 79–80
 - and deception, 313, 315
 - definition, 150
 - marking of, 61
 - as military objectives, 125, 128–9, 149, 151, 303
 - and naval mines, 98–9
 - neutral, 299
 - passage, rights of, 17
 - resistance to, 80–1
 - surrender by, 216
- water, drinking, 288–9, 296–7
- weapons (in general)
 - autonomous, 112–14
 - definition, 82
 - indiscriminate ('blind'), 83, 172, 188
 - lethal and non-lethal, 86–7, 115
 - of mass destruction. *See* biological (bacteriological) weapons, chemical weapons, nuclear weapons
 - review of new, 114–16
 - and unnecessary suffering, 82, 84–8, 92–4, 100, 102–3, 109, 114
- weather, 145, 155, 158–9, 171–2, 192, 268, 271, 285, 331–2
- wells
 - oil, 282–5, 338
 - water, 90, 289
- white flags, 216, 221, 306–7, 310
- widespread, long-lasting, severe damage to environment, 267–77, 279, 281–2, 284–5
- wire-tapping, 317
- women
 - as combatants, 227, 232
 - enforced prostitution of, 226
 - sterilization, 226

420 Index of Subjects

- women (cont.)
 - as industrial labourers, 173
 - maternity cases, 223, 229, 253–4, 257, 291, 295
 - as POW, 227
 - pregnant, 226–7, 294
 - rape, 226–8
 - sexual slavery, 226–7
 - sexual violence against, 226, 232
 - special protection of, 185, 213, 226–8, 232
- World War I
 - exclusion zones, 302
 - gas warfare, 104
 - hunger blockade of Germany, 300
 - Lusitania*, sinking of, 180
 - peace treaties, 101, 104
- World War II
 - Battle of the Bulge, 312
 - belligerent reprisals, 341
 - dams, 263
 - exclusion zones, 302
 - flame-throwers, 101
 - Free France Government, 66
 - hostage-taking, 348
 - kamikaze* pilots, 53
 - Monte Cassino Abbey, 133–4
 - morale shattering, 167
 - Moscow, 143
 - no-quarter policy, 215
 - Normandy, 124
 - Pas-de-Calais air raids, 124
 - resistance movements, 67
 - Rhine River crossing, 135
 - Ruhr, 158, 174, 263
 - scorched-earth policy, 290
 - spies, 320
 - Stalingrad, 157
 - target area bombings, 158, 174
 - targeted killings, 137, 341
 - Trans-Siberian Railway, 143
 - V–1 and V–2 rockets, 171
 - war crimes trials, 353, 385
- wounded and sick
 - and belligerent reprisals, 8, 342–3
 - and booby-traps, 92
 - cease-fires for the collection of, 217
 - civilian, 229, 256, 323, 344
 - definition, 229
 - feigning of incapacitation, 305, 307
 - as *hors de combat*, 164, 213–14
 - in hospital ships, 256
 - loss of protection, 232
 - in medical aircraft, 262
 - murder of, 216
 - neutralized zones, 31, 149
 - pillage, 217, 322
 - and proportionality, 178–9, 185
 - renunciation of rights, 33
 - and SAR, 262
 - shelters, 149
 - in sieges, 31, 295
 - special agreements, 31, 295
 - special protection of, 6, 216–18, 254–5, 354
 - and torture, 39
 - war crime of killing, 353
- WP, 102
- X-rays, 92
- yachts, 142, 151
- Yugoslavia (former), 1, 42, 144, 276, 354, 388
- Zagreb, 171
- zero casualty policy, 178, 194
- zones
 - contact. *See* contact zones
 - exclusion, 303
 - exclusive economic, 17, 149
 - free, 109
 - neutralized, 31, 149
 - no-fly, 303
 - rear, 148–9, 157