

CORE PROFESSIONAL TRAINING ON HUMANITARIAN LAW AND POLICY

*Barcelona, Spain
May 19-21, 2010*

Reference Readings, Videos, and Audio

Please find below selected reference readings, videos, and audio offered to supplement the pre-course online sessions as well as training modules. These are not required materials; they are offered to provide a reintroduction to or elaboration on topics examined during the training.

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

General Resources

HPCR Online Resources:

IHL Portal, link [here](#).

IHL in Israel and OPT, link [here](#).

Humanitarian Law and Policy Forum, link [here](#).

Website of the International Committee of the Red Cross, link [here](#).


Crimes of War: 2.0, an A-Z Guide, link [here](#).

Alphabetical Index and Reference Guide to the Geneva Conventions, Society of Professional Journalists, link [here](#).


International Committee of the Red Cross Treaty Database (includes text and commentary to the Geneva Conventions and Additional Protocols), link [here](#).

Overview of Public International Law

Françoise Bouchet-Saulnier, "Introduction to International Humanitarian Law," *Crimes of War 2.0*, November 2007. Link [here](#).

 Antonio Cassese, "Current Challenges to International Humanitarian Law," *Academy Lecture Series*, Geneva Academy of International Humanitarian Law and Human Rights, Geneva, February 2008. View [here](#).

 Christopher Greenwood, "The Sources of International Law," UN Audiovisual Library of International Law (undated). View [here](#). (Related outline available [here](#).)

 Emmanuel Roucouas, "Successive, Parallel and Contradictory Commitments in International Law," UN Audiovisual Library of International Law (undated). View [here](#).

Jeremy J. Sarkin, "The Historical Origins, Convergence and Interrelationship of International Human Rights Law, International Humanitarian Law, International Criminal Law and Public International Law and Their Application from at Least the Nineteenth Century," *Human Rights and International Legal Discourse*, Vol. 1, 2007. Link [here](#).

Robert D. Sloane, "The Cost of Conflation: Preserving the Dualism of the *Jus ad Bellum* and *Jus in Bello* in Contemporary Law of War," *Yale Journal of International Law*, Vol. 34, pp. 47-112 (2009). Link [here](#).

Qualification of Armed Conflict

Anthony Cullen and Marko Divac Öberg, "Prosecutor v. Ramush Haradinaj et al.: The International Criminal Tribunal for the Former Yugoslavia and the Threshold of Non-International Armed Conflict in International Humanitarian Law," *American Society of International Law: Insight*, Vol. 12, Issue 7, Apr. 23, 2008. Link [here](#).

Robin Geiss, "Armed violence in fragile states: Low-intensity conflicts, spillover conflicts, and sporadic law enforcement operations by third parties," *International Review of the Red Cross*, Vol. 91, No. 873, March 2009. Link [here](#).

Mary Ellen O'Connell, "Defining Armed Conflict," *Journal of Conflict & Security Law*, Vol. 13, pp. 393-400, Winter 2008. Link [here](#).

Sylvain Vité, "Typology of armed conflicts in international humanitarian law: legal concepts and actual situations," *International Review of the Red Cross*, Vol. 91, No. 873, March 2009. Link [here](#).


Conduct of Hostilities and Direct Participation in Hostilities

Kenneth Anderson, "Targeted Killing in U.S. Counterterrorism Strategy and Law," *Working Paper of the Series on Counterterrorism and American Statutory Law*, May 2009. Link [here](#).

 HPCR, "Direct Participation in Hostilities," *Web Seminar*, Program on Humanitarian Policy and Conflict Research at Harvard University, Cambridge, July 2009. View [here](#).

International Committee of the Red Cross, "Interpretive Guidance on the Notion of Direct Participation in Hostilities under International Humanitarian Law," June 2009. Link [here](#).

Rewi Lyall, "Voluntary Human Shields, Direct Participation in Hostilities and the International Humanitarian Law Obligations of States," *Melbourne Journal of International Law*, Vol. 9 No. 2, October 2008. Link [here](#).


 Nils Melzer, "Targeted Killing in International Law," *Academy Lecture Series*, Geneva Academy of International Humanitarian Law and Human Rights, Geneva, October 2008. View [here](#).

Program on Humanitarian Policy and Conflict Research, "IHL and Civilian Participation in Hostilities in the OPT," Policy Brief, October 2007. Link [here](#).

Humanitarian Protection

Marc Dubois, "Civilian Protection and Humanitarian Advocacy: Strategies and (False?) Dilemmas," *Humanitarian Exchange Magazine*, Issue 39, June 2008. Link [here](#).

Michiel Hofman, "Afghanistan: A Return to Humanitarian Action," *Médecins Sans Frontières*, March 11, 2010. Link [here](#).


 HPCR, "60 Years of the Geneva Conventions: The Role of International Law in Protecting Civilians," *Web Seminar*, Program on Humanitarian Policy and Conflict Research at Harvard University, Cambridge, August 2009. View [here](#).


International Committee of the Red Cross, "Enhancing Protection for Civilians in Armed Conflict and Other Situations of Violence," 2008. Link [here](#).

U.N. Secretary General, "Report of the Secretary-General on the protection of civilians in armed conflict," S/2009/277, May 29, 2009. Link [here](#).

Humanitarian Access

Yoram Dinstein, "The Right to Humanitarian Assistance," *Naval War College Review*, Autumn 2000. Link [here](#).

 HPCR, "Ending Impunity and Maintaining Humanitarian Access: Dilemmas in Law and Practice," *Web Seminar*, Program on Humanitarian Policy and Conflict Research at Harvard University, Cambridge, November 2008. View [here](#).

 HPCR, "Is there a right to humanitarian access? A review of the debate," *Web Seminar*, Program on Humanitarian Policy and Conflict Research at Harvard University, Cambridge, October 2008. View [here](#).

Ruth Abril Stoffels, "Legal Regulation of Humanitarian Assistance in Armed Conflict: Achievements and Gaps," *International Review of the Red Cross* No. 86, September 2004. Link [here](#).

IHL and Non-state Actors (including PMSCs)

Andrew Clapham, "The Rights and Responsibilities of Armed Non-State Actors: The Legal Landscape & Issues Surrounding Engagement," February 2010 (draft). Link [here](#).

James Cockayne *et al.*, "Beyond Market Forces - Regulating the Global Security Industry," International Peace Institute, June 2009. Link [here](#). (Summary policy brief link [here](#).)


Laura A. Dickinson, "Accountability of Private Security Contractors under International and Domestic Law," *American Society of International Law: Insight*, Vol. 11, Issue 31, Dec. 26, 2007. Link [here](#).

“Montreux Document on Pertinent International Legal Obligations and Good Practices for States related to Operations of Private Military and Security Companies during Armed Conflict,” UN doc. A/63/467-S/2008/636, Sept. 17, 2008. Link [here](#).

Abby Stoddard, Adele Harmer and Victoria DiDomenico, “The use of private security providers and services in humanitarian operations,” Humanitarian Policy Group, Report 27, October 2008. Link [here](#).


International Human Rights Law and Armed Conflict

Françoise J. Hampson, “The relationship between international humanitarian law and human rights law from the perspective of a human rights treaty body,” *International Review of the Red Cross*, Vol. 90, No. 871, pp. 549-572, 2008. Link [here](#).

 Marco Sassòli, “IHL and International Human Rights Law in Non-International Armed Conflicts,” *LSE International Humanitarian Law Project Lecture*, London, February 2009. Listen [here](#).

Marco Sassòli and Laura M. Olson, “The relationship between international humanitarian and human rights law where it matters: admissible killing and internment of fighters in non-international armed conflicts,” *International Review of the Red Cross*, Vol. 90, No. 871, September 2008. Link [here](#).

William Schabas, “*Lex Specialis?* Belt and Suspenders? The Parallel Operation of Human Rights Law and the Law of Armed Conflict, and the Conundrum of *Jus Ad Bellum*,” *Israel Law Review*, Vol. 40, No. 2, pp. 592-613, 2007. Link [here](#).

 William Schabas, “The Right to Life in Armed Conflict,” *Academy Lecture Series*, Geneva Academy of International Humanitarian Law and Human Rights, Geneva, November 2008. View [here](#).


Colonel Kenneth Watkin, “Controlling the Use of Force: A Role of Human Rights Norms in Contemporary Armed Conflict,” *98 American Journal of International Law* 1, 2004. Link [here](#).

Genocide and Crimes Against Humanity

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

Mahmood Mamdani, “The Politics of Naming: Genocide, Civil War, Insurgency,” *London Review of Books*, March 2007. Link [here](#).

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

 William Schabas, “Discussion of issues related to Genocide and Crimes Against Humanity,” International Human Rights Law Video Library, February 2006. View [here](#).


Particia M. Wald, “Genocide and Crimes Against Humanity,” *Washington University Global Studies Law Review*, Vol. 6, p. 621, 2007. Link [here](#).

Matthew C. Waxman, "Intervention to Stop Genocide and Mass Atrocities: International Norms and U.S. Policy," *Council on Foreign Relations - Special Report No. 49*, October 2009. Link [here](#).


IHL, International Criminal Law and Enforcement

William W. Burke-White, "Proactive Complementarity: The International Criminal Court and National Courts in the Rome System of Justice," *Harvard International Law Journal*, Vol. 49, pp. 53-108 (2008). Link [here](#).

Laura A. Dickinson, "Military Lawyers on the Battlefield: An Empirical Account of International Law Compliance," *American Journal of International Law*, Vol. 104, pp. 1-28 (2010). Link [here](#).

 Phillippe Kirsch, "From Rome to the Hague: The Creation and Development of the International Criminal Court," *Judge Jon O. Newman Lecture on Global Justice*, Yale Law School, March 2008. View [here](#).

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

 Luis Moreno-Ocampo, "The International Criminal Court Ten Years On: An Appraisal," *Centre for the Study of Human Rights Public Lecture*, London School of Economics, London, October 2008. View [here](#).

Beth Van Schaack, "Defining International Criminal Law" *Santa Clara Univ. Legal Studies Research Paper No. 07-32*, August 2007. Link [here](#).