International Humanitarian Law / Military Law

International Studies on Military Ethics
Editor-in-Chief: Dr. Ted van Baarda, The Netherlands

*International Studies on Military Ethics* is a peer reviewed series of monographs, theses and edited volumes. The series aims to promote the scholarly analysis and practical teaching of the complete spectrum of military ethics, to include the ethical aspects of *us ad bellum*, *us in bello*, the *us post bellum* and the ethical aspects of international peacekeeping.

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Ethics in Counter-Terrorism
Edited by Professor Magdalena Badde-Revue and Professor Marie-des-Neiges Ruffo de Calabre

This book intends to discuss the ethical questions of counter-terrorism for the military, with an emphasis on its counter-terrorism role in our home countries.

Military Ethics and Leadership
Edited by Professor Peter Olsthoorn, Netherlands Defence Academy

Leadership and ethics are mostly treated as related though separate phenomena. This edited volume explicitly treats leadership and ethics as a single domain. Military leaders have to deal with personnel who have either used or experienced violence. This intertwines of leadership and violence separates military leadership from that in other professions.

Didactics of Military Ethics
*From Theory to Practice*
Edited by Thomas R. Elsner and Reinhold Janke. With the assistance of Antonia C. Oesterle

This volume provides helpful suggestions concerning the practical communication of findings on military ethics and thus to encourage a wider debate. It offers the insights both of officers with combat experience and academics closely familiar with military training, and uniquely bridges the gap between theory and practice in the teaching of military ethics.

Responsibilities to Protect
*Perspectives in Theory and Practice*
Edited by David Whetham and Bradley J. Strawser

Following the humanitarian horrors of the 1990s, the international community began to seek consensus on a new norm to help address the tension between upholding the sovereign right of states to administer their own internal affairs, and the pressing need for civilian populations to be protected from their own government in certain situations.
International Humanitarian Law Series

Editors: Timothy L.H. McCormack and Christopher Greenwood

The International Humanitarian Law Series is a series of monographs and edited volumes which aims to promote scholarly analysis and discussion of both the theory and practice of the international legal regulation of armed conflict.

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August 2018
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E-Price: €123 / US$141
International Humanitarian Law Series, 54
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Investigating Civilian Casualties in Time of Armed Conflict and Belligerent Occupation
Manoeuvring Between Legal Regimes and Paradigms for the Use of Force

Dr. Alon Margalit

In Investigating Civilian Casualties Alon Margalit discusses the appropriate response to State-caused fatalities. Highlighting various legal and practical challenges, the State’s duty to investigate is considered amid increasing public scrutiny and influence of human rights law during military operations.

Drones and Other Unmanned Weapons Systems under International Law

Dr. Stuart Casey-Maslen, University of Pretoria, Maziar Homayonnejad, University of Warwick, Hilary Stauffer, United Nations and Nathalie Weizmann, United Nations

Drone strikes have become a key feature of counterterrorism operations in an increasing number of countries. This work explores the various domestic and international legal regimes that govern the manufacture, transfer, and use of armed drones as well as fully autonomous weapons systems where computer algorithms decide who or what to target and when to fire.

July 2018
Hardback (x, 260 pp.)
ISBN 9789004380075
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E-ISBN 9789004366081
E-Price: €122 / US$146
International Humanitarian Law Series, 52
Imprint: Brill | Nijhoff

Wartime Sexual Violence at the International Level: A Legal Perspective

Dr. Caterina E. Arrabal Ward

In Wartime Sexual Violence at the International Level: A Legal Perspective, Dr. Caterina E. Arrabal Ward argues that the human rights of victims of sexual violence are not presently entirely contemplated or protected.

Civil-Military ‘Legal’ Relations: Where to from Here?
The Civilian Courts and the Military in the United Kingdom, United States and Australia

Prof. Pauline Therese Collins,
University of Southern Queensland

This book investigates the place of civilian courts in civil-military theory and their impact on the civil-military relationship in three western liberal democracies. It challenges the evolving civil-military relationship, demanding a re-evaluation of the theory to incorporate the courts.

March 2017
Hardback (xii, 436 pp.)
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E-ISBN 9789004328815
E-Price: €135 / US$159
International Humanitarian Law Series, 55
Imprint: Brill | Nijhoff

Holding UNPOL to Account: Individual Criminal Accountability of United Nations Police Personnel

Associate Professor Ai Kihara-Hunt,
University of Tokyo

Ai Kihara-Hunt’s Holding UNPOL to Account: Individual Criminal Accountability of United Nations Police Personnel analyzes whether mechanisms that address criminal accountability of United Nations police personnel serving in Peace Operations are effective, and if there is a problem, how it can be mitigated.
Detention of Non-State Actors Engaged in Hostilities

The Future Law

By Dr Georgina Fitzpatrick, Prof. Tim McCormack, Melbourne Law School/University of Tasmania Law School, and Dr Narrelle Morris, Curtin Law School/Melbourne Law School

This unique volume provides a detailed analysis of Australia’s 300 war crimes trials of principally Japanese accused conducted in the immediate aftermath of the Second World War. There has been no systematic and comprehensive analysis of these trials so far. This volume fills that gap, and offers scholars and practitioners an important and groundbreaking resource.

Status and Treatment of Deserters in International Armed Conflicts

Heike Niebergall-Lackner

The study examines the treatment and protection provided to deserters under human rights law, international humanitarian law and refugee law in international armed conflicts. These questions are discussed in view of the legal duties of soldiers and their criminal responsibility under international law.

Bravery or Bravado?
The Protection of News Providers in Armed Conflict

Nina Burri

In Bravery or Bravado? The Protection of News Providers in Armed Conflict, Nina Burri offers the first comprehensive analysis on how international law protects professional and citizen journalists, photographers, cameramen and their support staff during times of war.

Investigating Operational Incidents in a Military Context

Law, Justice, Politics

Edited by David W. Lovell

The need for robust investigations into military operational incidents is critical to the proper functioning of militaries and to international justice. Investigating Operational Incidents explores the many challenges surrounding such investigations, the emerging international law, and its likely evolution.

Sexual Exploitation and Abuse by UN Military Contingents

Róisin Sarah Burke

In Sexual Exploitation and Abuse by UN Military Contingents: Moving Beyond the Current Status Quo and Responsibility under International Law Róisin Burke explores the difficulty of dealing with sexual offences committed by UN military contingent personnel.
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Non-Refoulement under the European Convention on Human Rights and the UN Convention against Torture

Dr Fanny de Weck, University of Lucerne, Switzerland

This book offers a comprehensive analysis and comparison of the practice and case law of the European Court of Human Rights and the UN Committee against Torture in the assessment of individual complaints concerning the principle of non-refoulement.

Refuge from Inhumanity? War Refugees and International Humanitarian Law

Edited by David James Cantor and Jean-François Durieux

This book contributes to a long-standing but ever topical debate about whether persons fleeing war to seek asylum in another country – ‘war refugees’ – are protected by international law. It seeks to add to this debate by bringing together a detailed set of analyses examining the extent to which the application of international humanitarian law (IHL) may

Protecting Stateless Persons

The Implementation of the Convention Relating to the Status of Stateless Persons across EU States

Dr. Katia Bianchini, Max Planck Institute, Göttingen


The International Legal Status and Protection of Environmentally-Displaced Persons: A European Perspective

Dr Hélène Ragheboom

The International Legal Status and Protection of Environmentally-Displaced Persons: A European Perspective examines the applicability of refugee law and international human rights law in situations of environmentally-induced displacement, and explores possible future approaches to addressing the issue.

‘Boat Refugees’ and Migrants at Sea: A Comprehensive Approach Integrating Maritime Security with Human Rights

Edited by Violeta Moreno-Lax, Queen Mary University of London, and Efthymios Papastavridis, Oxford University

This book aims to address ‘boat migration’ with a holistic approach. The different chapters consider the multiple facets of the phenomenon and the complex challenges they pose, bringing together knowledge from several disciplines and regions of the world within a single collection.
Related Titles

Crimes against Humanity in the 21st Century
Law, Practice and Threats to International Peace and Security

Dr Robert Dubler SC and Matthew Kalyk
A comprehensive analysis of crimes against humanity in international criminal law, including an analysis of its history, its present definition and its raison d'être. With a foreword by Geoffrey Robertson QC.

Yearbook of the European Convention for the Prevention of Torture and Inhuman or Degrading Treatment or Punishment / Annaire de la convention européenne pour la prévention de la torture et des peines ou traitements inhumains ou dégradants Volume 20, 2011

Council of Europe/Conseil de l'Europe
The European Convention for the Prevention of Torture and Inhuman or Degrading Treatment or Punishment was adopted by the Committee of Ministers of the Council of Europe in June 1987. Bilingual English and French; 2-volume set.

The Relationship between Economic, Social and Cultural Rights and International Humanitarian Law
An Analysis of Health Related Issues in Non-international Armed Conflicts

Amrei Müller
In The Relationship between Economic, Social and Cultural Rights and International Humanitarian Law, Amrei Müller offers a detailed analysis of the legal consequences of the parallel application of economic, social and cultural rights and international humanitarian law to non-international armed conflicts.

The Art of Making Peace
Lessons Learned from Peace Treaties

Edited by Steven van Hoogstraten, The Hague Institute for Global Justice, Nico Schrijver, Leiden University, Otto Spijkers, Utrecht University, and Anneleen de Jong, Hague Academic Coalition
This unique volume looks at international peace treaties, at their results, effects and failures. It reflects the outcome of an international conference held in the Peace Palace (The Hague) on the occasion of the Centenary of this institution, which opened July 1913.

The Protection of Non-Combatants During Armed Conflict and Safeguarding the Rights of Victims in Post-Conflict Society
Essays in Honour of the Life and Work of Joaquin Dungel

Edited by Philipp Ambach, Frédéric Bostedt, Grant Dawson and Steve Kostas
This collection of essays focuses on the protection of the innocent during and after war. It is a tribute to Joaquin's life and work. Joaquin made a significant contribution to international justice and the rule of law, through his service to the United Nations and his teaching and research at the University of Utrecht.

Responsibilities of the Non-State Actor in Armed Conflict and the Market Place
Theoretical Considerations and Empirical Findings

Edited by Noemi Gal-Or, Kwantlen Polytechnic University, Cedric Ryngaert, Utrecht University; Math Noortmann, Oxford Brookes University
To whom are armed opposition groups and business corporations accountable for their actions in armed conflict? Are they responsible as a group? This pioneer book offers innovative theoretical and empirical analyses to these and other questions.
The Framework Convention for the Protection of National Minorities
A Commentary
Edited by Prof. Rainer Hofmann, Goethe-Universität Frankfurt; Prof. Tove H. Malloy, European Centre for Minority Issues and Dr. Detlev Rein, Independent Researcher

The book offers an updated expert assessment of the implementation of the Framework Convention for the Protection of National Minorities through an article-by-article analysis and assessment of the scope of application during the first four cycles of monitoring.

War and Law in the Islamic World

by Matthias Vanhullebusch

A three-part investigation on the origins and evolving roles that Islamic law and international humanitarian law have played in regulating conflict and violence, War and Law in the Islamic World brings to light legal and policy complexities that plague modern-day armed conflict in the region.

Status of NGOs in International Humanitarian Law

Claudie Barrat, United Nations High Commissioner for Refugees
In Status of NGOs in International Humanitarian Law, Claudie Barrat examines the legal framework applicable to NGOs in situations of armed conflict.

Incitement to Terrorism

Edited by Professor Anne F. Bayefsky, Touro Institute on Human Rights and the Holocaust and Professor Laurie R. Blank, Emory University School of Law

Incitement to terrorism connects the dots between evil words and evil deeds. Hate precedes terror. History has already taught us that incitement to genocide and to crimes against humanity unchecked will inevitably bring devastation to humankind.

The Asian Yearbook of Human Rights and Humanitarian Law
Volume 2, 2018

Edited by Javaid Rehman and Ayesha Shahid

The Asian Yearbook of Human Rights and Humanitarian Law aims to publish peer-reviewed scholarly articles and reviews as well as significant developments in human rights and humanitarian law. It examines international human rights and humanitarian law with a global reach, though its particular focus is on the Asian region.

Ending War Crimes, Chasing the War Criminals

Jonathan Power

An analysis of the characters of Adolf Eichmann and Heinrich Himmler, the two men in charge of "the Final Solution," it moves on to look at the role played by some of Africa's war criminals and also offers portraits of alleged war criminals from the Western world, including the self-confessed war criminal Robert McNamara who led the war in Vietnam on behalf of Presidents Kennedy and Johnson.
International Human Rights Law Review

Editors-in-Chief: Professor Ilia Bantekas and Professor Manusuli Ssenyonjo

The International Human Rights Law Review is a bi-annual peer-reviewed journal. It aims to stimulate research and thinking on contemporary human rights issues, problems, challenges and policies. It is particularly interested in soliciting papers, whether in the legal domain or other social sciences, that are unique in their approach and which seek to address poignant concerns of our times. One of the principal aims of the journal is to provide an outlet to human rights scholars, practitioners and activists in the developing world who have something tangible to say about their experiences on the ground, or in order to discuss cases and practices that are generally inaccessible to European and North-American audiences.

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International Criminal Law Review

Editor-in-Chief: Caroline Fournet

The practice at the ICTY and ICTR has shown that there is no real international criminal (customary) law, but only extrapolations from international public law, general principles of law and humanitarian law. The divide between the so-called common law and civil law systems and their differences in approach to solving legal problems make it necessary to establish an international forum for discussion and development of a common ground on which the work of the international courts can build.

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Journal of International Humanitarian Legal Studies

Editor-in-Chief: Arjen Vermeer

The Journal of International Humanitarian Legal Studies is a peer reviewed journal aimed at promoting the role of law in humanitarian emergency situations and, in particular, the protection and assistance afforded to persons in the event of armed conflicts and natural disasters in all phases and facets under international law.

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