

The Conduct of Hostilities under the Law of International Armed Conflict

YORAM DINSTEIN



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The Conduct of Hostilities under the Law of International Armed Conflict Yoram Dinstein, 2022-11-17 The only book addressed to both law students and military officers undergoing training in the law of armed conflict **International Law and the Classification of Conflicts** Elizabeth Wilmshurst, 2012-08-02 International law separates international from non international conflicts This book discusses how this categorisation operates identifying the legal questions raised Case studies show how this impacts on issues like detention in armed conflict and the relationship between human rights and humanitarian law **The Conduct of Hostilities under the Law of International Armed Conflict** Yoram Dinstein, 2016-04-04 Written by the leading commentator on the subject this is the seminal textbook on the law of international armed conflict Focusing on recent issues arising in the course of hostilities between States it explores the dividing line between lawful and unlawful combatants the meaning of war crimes and command responsibility the range of prohibited weapons the distinction between combatants and civilians the parameters of targeting and proportionality the loss of protection from attack including direct participation in hostilities and special protection granted pre eminently to the environment and to cultural property In a completely revised and updated text the author expertly covers the key principles and includes important new issues including the use of autonomous weapons and the complexities of urban warfare The subtleties and nuances of the international law of armed conflict are made accessible to the student and practitioner alike whilst retaining the academic rigour of previous editions Dual-use Objects under International Humanitarian Law: Towards a Paradigm Shift Francesca Capone, 2025-05-29 This book deals with a crucial and yet under explored topic that has increasingly gained momentum during modern armed conflicts i e dual use objects under international humanitarian law IHL Dual use objects such as energy infrastructures water installations and civilian means of transportation and communication which could be used also for military purposes is a term that has entered the IHL jargon but has not attained the status of a legal concept Dual use objects are easily identifiable and yet remain difficult to pin down in particular when it comes to separating them from military objectives and determining the applicable rules to enhance their protection Although attacks against critical infrastructures are traditionally justified as being part of a legitimate military strategy experts and in some instances governments are uncomfortable with the idea of depriving the civilian population of services and goods essential to its survival Yet the sense of discomfort has not led to any significant improvement and dual use objects remain on the target lists of most belligerents A number of factors which this book analyses to explain the rise and rationale behind the current mainstream approach to dual use objects contributed to cementing the status quo The present book building on these premises pursues a twofold aim First this book seeks to fill a significant gap in the IHL scholarship in light of the limited attention that the topic has received so far Second this book aims to challenge the mainstream approach through a rigorous inquiry and the development of a new paradigm The paradigm shift which is at the heart of this study places under the

spotlight the civilian function of dual use objects and reclaim the central role of the individual actors that plan order and execute attacks against these targets This book aspires to become an essential tool for academics and practitioners working in the IHL field but at the same time its readership is expected to include students at all levels that have an interest in the topic and seeks to approach it in an innovative way Francesca Capone is Associate Professor of International Law at the Institute DIRPOLIS of the Scuola Superiore Sant Anna in Pisa Italy

Proportionality in International Humanitarian Law Amichai Cohen, David Zlotogorski, 2021 In *Proportionality in International Humanitarian Law* Amichai Cohen and David Zlotogorski offer a fresh and comprehensive look at the principle of proportionality They discuss various areas in which there are disagreements over the way in which proportionality should be applied and offer original solutions to existing debates Moreover they suggest that when applying proportionality the focus of the analysis should be on the procedures leading to the attack and the precautions taken by the attacking force They also discuss the course states should follow in investigating possible violations of the principle

Lawfully Using Autonomous Weapon Technologies Jonathan Kwik, 2024-08-02 This monograph provides a practical and operational perspective to the question of how to lawfully employ autonomous weapon systems AWS from the point of view of the technology's end users field commanders While there is international consensus that targeting rules such as proportionality and precautions must be respected when using AWS there is legal and practical ambiguity as to how to translate this normative commitment into practice How are commanders in the field when guns are already blazing expected to exercise command and control when ordering AWS attacks and ensure that their targeting obligations remain fulfilled The book discusses how commanders can use existing targeting frameworks to ensure that their use of AWS remains in compliance with the rules governing the conduct of hostilities It invites the reader to step into the shoes of the military commander with all the operational pressure and uncertainty inherent to this position and explores amongst others How to maintain control of AWS throughout a targeting cycle How to make informed and reasoned deployment decisions by analysing information related to the technical parameters of the AWS the characteristics of the operational environment and enemy countermeasures Under which circumstances AWS may not be used under targeting rules such as indiscriminate attack proportionality and the duty to cancel suspend What extra precautionary measures unique to AWS technology can and should be employed When it is militarily desirable to employ AWS over other alternatives and Under what circumstances criminal liability may be attributed for AWS related harm It offers both academic and practical outputs new legal and doctrinal insights on the technology that is useful for future legal developments and workable recommendations and efficient flowcharts that can be adopted by commanders military organisations or policymakers to ensure IHL compliant deployment of AWS Dr Jonathan Kwik is a researcher at the T M C Asser Institute in The Hague specialised in artificial intelligence and targeting law and is a member of the Board of Experts of the Asia Pacific Journal of International Humanitarian Law

Targeted Killings Claire Oakes Finkelstein, Jens David Ohlin, Andrew Altman, 2012-03 The

controversy surrounding targeted killings represents a crisis of conscience for policymakers lawyers and philosophers grappling with the moral and legal limits of the war on terror This text examines the legal and philosophical issues raised by government efforts to target suspected terrorists

The Law of Armed Conflict Gary D. Solis,2010-02-15 The Law of Armed Conflict International Humanitarian Law in War introduces law students and undergraduates to the law of war in an age of terrorism What law of armed conflict international humanitarian law applies to particular armed conflicts Does that law apply to terrorists as well What is the status of participants in an armed conflict What constitutes a war crime What is a lawful target and how are targeting decisions made What are rules of engagement What weapons are lawful and unlawful and why This text takes the reader through these essential questions of the law of armed conflict and international humanitarian law to an awareness of finer points of battlefield law The U S weighted text incorporates lessons from many nations and includes hundreds of cases from jurisdictions worldwide

Advanced Introduction to International Humanitarian Law Robert Kolb,2014-12-31 This innovative book provides a thought provoking introduction to international humanitarian law Robert Kolb explores the field through questions _ which are at times challenging and controversial _ in order to get to the very essence of the subject a

Non-International Armed Conflicts in International Law Yoram Dinstein,2021-03-25 Analyses the legal implications of non international armed conflicts at a time when their number is constantly growing

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Table of Contents Conduct Hostilities Under International Conflict

1. Understanding the eBook Conduct Hostilities Under International Conflict
 - The Rise of Digital Reading Conduct Hostilities Under International Conflict
 - Advantages of eBooks Over Traditional Books
2. Identifying Conduct Hostilities Under International Conflict
 - Exploring Different Genres
 - Considering Fiction vs. Non-Fiction
 - Determining Your Reading Goals
3. Choosing the Right eBook Platform
 - Popular eBook Platforms
 - Features to Look for in an Conduct Hostilities Under International Conflict
 - User-Friendly Interface
4. Exploring eBook Recommendations from Conduct Hostilities Under International Conflict
 - Personalized Recommendations
 - Conduct Hostilities Under International Conflict User Reviews and Ratings
 - Conduct Hostilities Under International Conflict and Bestseller Lists

5. Accessing Conduct Hostilities Under International Conflict Free and Paid eBooks
 - Conduct Hostilities Under International Conflict Public Domain eBooks
 - Conduct Hostilities Under International Conflict eBook Subscription Services
 - Conduct Hostilities Under International Conflict Budget-Friendly Options
6. Navigating Conduct Hostilities Under International Conflict eBook Formats
 - ePub, PDF, MOBI, and More
 - Conduct Hostilities Under International Conflict Compatibility with Devices
 - Conduct Hostilities Under International Conflict Enhanced eBook Features
7. Enhancing Your Reading Experience
 - Adjustable Fonts and Text Sizes of Conduct Hostilities Under International Conflict
 - Highlighting and Note-Taking Conduct Hostilities Under International Conflict
 - Interactive Elements Conduct Hostilities Under International Conflict
8. Staying Engaged with Conduct Hostilities Under International Conflict
 - Joining Online Reading Communities
 - Participating in Virtual Book Clubs
 - Following Authors and Publishers Conduct Hostilities Under International Conflict
9. Balancing eBooks and Physical Books Conduct Hostilities Under International Conflict
 - Benefits of a Digital Library
 - Creating a Diverse Reading Collection Conduct Hostilities Under International Conflict
10. Overcoming Reading Challenges
 - Dealing with Digital Eye Strain
 - Minimizing Distractions
 - Managing Screen Time
11. Cultivating a Reading Routine Conduct Hostilities Under International Conflict
 - Setting Reading Goals Conduct Hostilities Under International Conflict
 - Carving Out Dedicated Reading Time
12. Sourcing Reliable Information of Conduct Hostilities Under International Conflict
 - Fact-Checking eBook Content of Conduct Hostilities Under International Conflict
 - Distinguishing Credible Sources
13. Promoting Lifelong Learning

- Utilizing eBooks for Skill Development
- Exploring Educational eBooks

14. Embracing eBook Trends

- Integration of Multimedia Elements
- Interactive and Gamified eBooks

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