


<b>Course title</b>	Advanced Law of Armed Conflict
<b>Literature</b>	<p><i>General List of Readings</i></p> <ul style="list-style-type: none"> <li>• Melzer, Nils, International Humanitarian Law – A Comprehensive Introduction (Geneva, ICRC 2019)</li> <li>• Sassoli, Marco, International Humanitarian Law, Rules, Controversies, and Solutions to Problems Arising in Warfare, E Elgar Publ 2019</li> </ul> <p><i>General List of Instruments / Primary Sources</i></p> <ul style="list-style-type: none"> <li>• Roberts, Adam, and Richard Guelff, eds. Documents on the Laws of War. 3<sup>rd</sup> ed. Oxford: Oxford University Press, 2000.</li> <li>• International Committee of the Red Cross, International Humanitarian Law Treaty Database, <a href="https://ihl-databases.icrc.org/applic/ihl/ihl.nsf/vwTreatiesByDate.xsp">https://ihl-databases.icrc.org/applic/ihl/ihl.nsf/vwTreatiesByDate.xsp</a></li> <li>• International Committee of the Red Cross, Customary International Humanitarian Law Database, <a href="https://ihl-databases.icrc.org/customary-ihl/eng/docs/home">https://ihl-databases.icrc.org/customary-ihl/eng/docs/home</a></li> </ul> <p><i>Applicability</i></p> <ul style="list-style-type: none"> <li>• Kleffner, Jann “Scope of Application of International Humanitarian Law,” in The Handbook of International Humanitarian Law, 4th Edition, ed. Fleck (Oxford: Oxford University Press, 2021)</li> <li>• ICRC Commentary to Geneva Convention I, Commentary to Art 2, paras 199-341: <a href="https://ihl-databases.icrc.org/applic/ihl/ihl.nsf/Comment.xsp?action=openDocument&amp;documentId=BE2D518CF5DE54EAC1257F7D0036B518">https://ihl-databases.icrc.org/applic/ihl/ihl.nsf/Comment.xsp?action=openDocument&amp;documentId=BE2D518CF5DE54EAC1257F7D0036B518</a></li> <li>• ICRC Commentary to Geneva Convention I, Commentary to Art. 3, paras 384-549: <a href="https://ihl-databases.icrc.org/applic/ihl/ihl.nsf/Comment.xsp?action=openDocument&amp;documentId=59F6CDFA490736C1C1257F7D004BA0EC#_Toc465169864">https://ihl-databases.icrc.org/applic/ihl/ihl.nsf/Comment.xsp?action=openDocument&amp;documentId=59F6CDFA490736C1C1257F7D004BA0EC#_Toc465169864</a></li> </ul> <p><i>Principles</i></p> <ul style="list-style-type: none"> <li>• Melzer, Nils, International Humanitarian Law – A Comprehensive Introduction, pp 17-20</li> <li>• Bugnion, Francois. "Just Wars, Wars of Aggression and International Humanitarian Law." Int'l Stud. J. 2 (2005): 39. </li> </ul>

**Course literature**

- Schmitt, Michael N. "Military necessity and humanity in international humanitarian law: preserving the delicate balance." *Essays on Law and War at the Fault Lines*. TMC Asser Press, 2011. 89-129.
- Melzer, Nils, *International Humanitarian Law – A Comprehensive Introduction*, Chaps 3-6

*Siege Warfare*

- *Oxford Guidance on the Law Relating to Humanitarian Relief Operations in Situations of Armed Conflict*: <https://www.unocha.org/sites/unocha/files/Oxford%20Guidance%20pdf.pdf>
- Watts, Sean, *Humanitarian Logic and the Law of Siege: A Study of the Oxford Guidance on Relief Actions*, 95 *International Law Studies* (2019), pp 1-48, <https://digital-commons.usnwc.edu/ils/vol95/iss1/1/>
- Nijs, Maxime, *Humanizing siege warfare: Applying the principle of proportionality to sieges*, *IRRC* (2021), <https://international-review.icrc.org/articles/applying-principle-of-proportionality-to-sieges-914>
- Boothby, William, *The law of targeting* (Oxford, Oxford University Press, 2012), pp 165-191

*Targeting and Detention in Non-International Armed Conflicts*

- Sassòli, Marco, 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* 90.871 (2008): 599-627
- Hill-Cawthorne, Lawrence, *Detention in Non-International Armed Conflict* (Oxford, Oxford University Press 2016 )(excerpts pp 33-108, 144-222)
- Goodman, Ryan, *Authorization versus Regulation of Detention in Non-International Armed Conflicts*, 91 *International Law Studies* (2015), pp 155-170, <https://digital-commons.usnwc.edu/cgi/viewcontent.cgi?article=1137&context=ils>
- Kretzmer, David, Ben-Yehuda, Aviad, Meirav Furth, 'Thou shall not kill': The use of lethal force in non-international armed conflicts, 47 *Israel Law Review* (2014) pp 191-224: <https://www.cambridge.org/core/journals/israel-law-review/article/abs/thou-shall-not-kill-the-use-of-lethal-force-in-noninternational-armed-conflicts/117EF9B7E6543B2F28FEB55903D7CDEC>
- ICRC / Gaglioli, Gloria, *The use of force in armed conflicts: interplay between the conduct of hostilities and law enforcement paradigms*, Report on Expert meetings (ICRC, Geneva 2013), pp 1-60: <https://reliefweb.int/sites/reliefweb.int/files/resources/The%20use%20of%20force%20in%20armed%20conflicts.pdf>

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	<p><i>Compliance</i></p> <ul style="list-style-type: none"> <li>• Kleffner, Jann. "A Bird's-eye view on compliance with the law of armed conflict 70 years after the adoption of the Geneva Conventions", <i>22 YIHL (2019) 107-124</i></li> <li>• Sassoli, Marco, <i>International Humanitarian Law, Rules, Controversies, and Solutions to Problems Arising in Warfare</i>, E Elgar Publ 2019, Chapter 5, pp 68-167</li> <li>• ICRC, <i>The Roots of Behaviour in War: A Survey of the Literature</i>, ICRC, Geneva, 2004, 120 pp</li> <li>• ICRC, <i>The Roots of Restraint in War</i>, ICRC Geneva, 2018, 78 pp</li> <li>• Inspector-General of the Australian Defence Force, <i>Report of Inquiry under Division 4A of Part 4 of the Inspector-General of the Australian Defence Force Regulation 2016 into Questions of Unlawful Conduct Concerning the Special Operations Task Group in Afghanistan</i>, pp 325-503, available at <a href="https://afghanistandinquiry.defence.gov.au/sites/default/files/2020-11/IGADF-Afghanistan-Inquiry-Public-Release-Version.pdf">https://afghanistandinquiry.defence.gov.au/sites/default/files/2020-11/IGADF-Afghanistan-Inquiry-Public-Release-Version.pdf</a></li> </ul>
<p><b>Other tool/aids</b></p>	
<p><b>Decision</b></p>	<p>Appendix decided by ämnesrådet i Ange text Klicka och välj datum med pilen</p>
<p><b>Valid from term</b> Please note that the literature can be changed before each new course opportunity</p>	

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