

## Select Bibliography

### BOOKS AND CHAPTERS

- Akande, D, 'Classification of Armed Conflicts: Relevant Legal Concepts' in E Wilmshurst (ed), *International Law and the Classification of Conflicts* (OUP, Oxford 2012)
- Alston, P, *Non-State Actors and Human Rights* (OUP, Oxford 2005)
- Alvarez, J, 'Limits of Change by Way of Subsequent Agreements and Practice' in G Nolte (ed), *Treaties and Subsequent Practice* (OUP, Oxford 2013)
- Arai-Takahashi, Y, *The Law of Occupation: Continuity and Change of International Humanitarian Law, and its Interaction with International Human Rights Law* (Martinus Nijhoff, Leiden 2009)
- Arato, J, 'Accounting for Difference in Treaty Interpretation Over Time' in A Bianchi, D Peat, and M Windsor (eds), *Interpretation in International Law* (OUP, Oxford 2015)
- Arimatsu, L, 'The Democratic Republic of Congo: 1993–2010' in E Wilmshurst (ed), *International Law and the Classification of Conflicts* (OUP, Oxford 2012)
- Aust, A, *Modern Treaty Law and Practice* (2nd edn, CUP, Cambridge 2007)
- Baxter, RR, 'Ius in Bello Interno: The Present and Future Law' in JN Moore (ed), *Law and Civil War in the Modern World* (The Johns Hopkins University Press, Baltimore 1974)
- Ben-Naftali, O, *International Humanitarian Law and International Human Rights Law* (OUP, Oxford 2011)
- Berman, F, 'Jurisdiction: The State' in P Capps et al (eds), *Asserting Jurisdiction: International and European Legal Perspectives* (Hart, Portland, Oregon 2003)
- Best, G, *War and Law since 1945* (OUP, Oxford 1994)
- Bethlehem, D, 'The Methodological Framework of the Study' in E Wilmshurst and S Breau (eds), *Perspectives on the ICRC Study on Customary International Humanitarian Law* (CUP, Cambridge 2007)
- Bill, BJ, 'Detention Operations in Iraq: A View from the Ground' in RA Pedrozo (ed), *The War in Iraq: A Legal Analysis* (2010) (Vol 86, US Naval War College International Law Studies)
- Bjorge, E, *The Evolutionary Interpretation of Treaties* (OUP, Oxford 2014)
- Borelli, S and Olleson, S, 'Obligations Relating to Human Rights and Humanitarian Law' in J Crawford, A Pellet, and S Olleson (eds), *The Law of International Responsibility* (OUP, Oxford 2010)
- Burgogue-Larsen, L and De Torres, AU, *The Inter-American Court of Human Rights: Case Law and Commentary* (OUP, Oxford 2011)
- Carlson, SN and Gisvold, G, *Practical Guide to the International Covenant on Civil and Political Rights* (Transnational, Ardsley 2003)
- Castren, E, *Civil War* (Suomalainen Tiedeakatemia, Helsinki 1966)
- Clapham, A, *Human Rights Obligations of Non-State Actors* (OUP, Oxford 2006)
- Clapham, A, *Brierly's Law of Nations* (7th edn, OUP, Oxford 2012)
- Cole, A, 'Legal Issues in Forming the Coalition' in M Schmitt (ed), *The War in Afghanistan: A Legal Analysis* (2009) (Vol 85, US Naval War College International Law Studies)
- Coomans, F and Kamminga, M (eds), *Extraterritorial Application of Human Rights Treaties* (Intersentia, Oxford 2004)

- Crawford, E, *The Treatment of Combatants and Insurgents under the Law of Armed Conflict* (OUP, Oxford 2010)
- Crawford, J, *Brownlie's Principles of Public International Law* (8th edn, OUP, Oxford 2012)
- da Costa, K, *The Extraterritorial Application of Selected Human Rights Treaties* (Martinus Nijhoff 2012)
- D'Amato, AA, *The Concept of Custom in International Law* (Cornell University Press, Ithaca 1971)
- d'Aspremont, J, *Formalism and the Sources of International Law: A Theory of the Ascertainment of Legal Rules* (OUP, Oxford 2011)
- Danilenko, GM, *Law-Making in the International Community* (Martinus Nijhoff, Dordrecht 1993)
- Debuf, E, *Captured in War: Lawful Internment in Armed Conflict* (Editions Pedone/Hart, Paris/Oxford 2013)
- Dinstein, Y, 'Right to Life, Physical Integrity, and Liberty' in L Henkin (ed), *The International Bill of Rights: the Covenant on Civil and Political Rights* (Columbia University Press, New York 1981)
- Dinstein, Y, *The International Law of Belligerent Occupation* (CUP, Cambridge 2009)
- Dinstein, Y, 'Terrorism and Afghanistan' in MN Schmitt (ed), *The War in Afghanistan: A Legal Analysis* (2009) (Vol 85, US Naval War College International Law Studies)
- Dinstein, Y, *The Conduct of Hostilities under the Law of International Armed Conflict* (2nd edn, CUP, Cambridge 2010)
- Doswald-Beck, L, 'Implementation of International Humanitarian Law in Future Wars' in MN Schmitt and LC Green (eds), *The Law of Armed Conflict: Into the Next Millennium* (International Law Studies Vol 71, Naval War College, Newport 1998)
- Doswald-Beck, L, *Human Rights in Times of Conflict and Terrorism* (OUP, Oxford 2011)
- Draper, GIAD, *The Red Cross Conventions* (Stevens & Sons, London 1958)
- Draper, GIAD, 'Humanitarian Law and Human Rights' in MA Meyer and H McCoubrey (eds), *Reflections on Law and Armed Conflicts* (Kluwer, The Hague 1998)
- Falk, RA, 'Janus Tormented: The International Law of Internal War' in JN Rosenau (ed), *International Aspects of Civil Strife* (Princeton University Press, Princeton 1964)
- Fischer, H, 'Protection of Prisoners of War' in D Fleck (ed), *The Handbook of International Humanitarian Law* (2nd edn, OUP, Oxford 2008)
- Fitzmaurice, M, 'The Practical Working of the Law of Treaties' in MD Evans (ed), *International Law* (2nd edn, OUP, Oxford 2006)
- Fleck, D, 'Humanitarian Protection Against Non-State Actors' in JA Frowein et al (eds), *Verhandeln für den Frieden—Negotiating for Peace: Liber Amicorum Tono Eitel* (Springer, Berlin 2003)
- Fleck, D, 'The Law of Non-International Armed Conflict' in D Fleck (ed), *The Handbook of International Humanitarian Law* (3rd edn, OUP, Oxford 2013)
- Franck, TM, *The Power of Legitimacy Among Nations* (OUP, Oxford 1990)
- Gardam, J, *Necessity, Proportionality and the Use of Force by States* (CUP, Cambridge 2004)
- Gardiner, R, *Treaty Interpretation* (OUP, Oxford 2008)
- Gasser, H-P and Dörmann, K, 'Protection of the Civilian Population' in D Fleck (ed), *The Handbook of International Humanitarian Law* (3rd edn, OUP, Oxford 2013)
- Goodman, R, 'Rationales for Detention: Security Threats and Intelligence Value' in MN Schmitt (ed), *The War in Afghanistan: A Legal Analysis* (2009) (Vol 85, US Naval War College International Law Studies)
- Gowlland-Debbas, V, 'The Right to Life and Genocide: the Court and International Public Policy' in L Boisson de Chazournes and P Sands (eds), *International Law, the International Court of Justice and Nuclear Weapons* (CUP, Cambridge 1999)

- Green, LC, *The Contemporary Law of Armed Conflict* (Melland Schill Studies in International Law, 3rd edn, Manchester University Press, Manchester 2008)
- Greenwood, C, 'The Law of War (International Humanitarian Law)' in MD Evans (ed), *International Law* (2nd edn, OUP, Oxford 2006)
- Greenwood, C, 'Historical Development and Legal Basis' in D Fleck (ed), *The Handbook of International Humanitarian Law* (2nd edn, OUP, Oxford 2008)
- Greenwood, C, 'Scope of Application of Humanitarian Law' in D Fleck (ed), *The Handbook of International Humanitarian Law* (2nd edn, OUP, Oxford 2008)
- Hafner, G, 'Subsequent Agreements and Practice: Between Interpretation, Informal Modification, and Formal Amendment' in G Nolte (ed), *Treaties and Subsequent Practice* (OUP, Oxford 2013)
- Haines, S, 'Northern Ireland: 1968–1998' in E Wilmshurst (ed), *International Law and the Classification of Conflicts* (OUP, Oxford 2012)
- Hall, WE, *A Treatise on International Law* (3rd edn, Clarendon Press, Oxford 1890)
- Hampson, F, 'Fundamental Guarantees' in E Wilmshurst and S Breau (eds), *Perspectives on the ICRC Study on Customary International Humanitarian Law* (CUP, Cambridge 2007)
- Hampson, F, 'Other Areas of Customary Law in Relation to the Study' in E Wilmshurst and S Breau (eds), *Perspectives on the ICRC Study on Customary International Humanitarian Law* (CUP, Cambridge 2007)
- Henckaerts, J-M and Doswald-Beck, L, *Customary International Humanitarian Law Volume I: Rules* (CUP, Cambridge 2005)
- Henckaerts, J-M and Doswald-Beck, L, *Customary International Humanitarian Law Volume II: Practice* (CUP, Cambridge 2005)
- Henckaerts, J-M and Wiesener, C, 'Human Rights Obligations of Non-State Armed Groups: A Possible Contribution from Customary International Law?' in R Kolb and G Gaggioli (eds), *Research Handbook on Human Rights and Humanitarian Law* (Edward Elgar, Cheltenham 2013)
- Henderson, I, *The Contemporary Law of Targeting: Military Objectives, Proportionality and Precautions in Attack under Additional Protocol I* (Martinus Nijhoff, Leiden 2009)
- Higgins, AP (ed), *Hall's Treatise on International Law* (8th edn, Clarendon Press, Oxford 1924)
- Hill-Cawthorne, L, 'Just Another Case of Treaty Interpretation? Reconciling Humanitarian Law and Human Rights Law in the ICJ' in M Andenas and E Bjorge (eds), *From Fragmentation to Convergence in International Law* (CUP, Cambridge 2015)
- Ipsen, K, 'Combatants and Non-Combatants' in D Fleck (ed), *The Handbook of International Humanitarian Law* (2nd edn, OUP, Oxford 2008)
- Jachec-Neale, A, 'Status and Treatment of Prisoners of War and Other Persons Deprived of Their Liberty' in E Wilmshurst and S Breau (eds), *Perspectives on the ICRC Study on Customary International Humanitarian Law* (CUP, Cambridge 2007)
- Jennings, R and Watts, A, *Oppenheim's International Law, Volume I: Peace* (9th edn, OUP, Oxford 1992)
- Jinks, D, 'International Human Rights Law in Times of Armed Conflict' in A Clapham and P Gaeta (eds), *The Oxford Handbook of International Law in Armed Conflict* (OUP, Oxford 2014)
- Joseph, S, Schultz, J, and Castan, M, *The International Covenant on Civil and Political Rights: Cases, Materials, and Commentary* (paperback edn, 2nd edn, OUP, Oxford 2005)
- Kalin, W, 'Universal Human Rights Bodies and International Humanitarian Law' in R Kolb and G Gaggioli (eds), *Research Handbook on Human Rights and Humanitarian Law* (Edward Elgar, Cheltenham 2013)

- Koskenniemi, M, *From Apology to Utopia: The Structure of International Legal Argument* (CUP, Cambridge 2005)
- Koskenniemi, M, 'What is International Law For?' in M Koskenniemi, *The Politics of International Law* (Hart, Oxford 2011)
- Krähenmann, S, 'Protection of Prisoners in Armed Conflict' in D Fleck (ed), *The Handbook of International Humanitarian Law* (3rd edn, OUP, Oxford 2013)
- Kramer, AR, 'Prisoners in the First World War' in S Scheipers (ed), *Prisoners in War* (OUP, Oxford 2010)
- Levie, HS, *Prisoners of War in International Armed Conflict* (1978) (Vol 59, US Naval War College International Law Studies)
- Lauterpacht, H, *Oppenheim's International Law, A Treatise: Volume II, Disputes, War and Neutrality* (5th edn, Longman's, Green & Co, London 1935)
- Lauterpacht, H, *Oppenheim's International Law, A Treatise: Volume II, War and Neutrality* (6th edn, Longman's, Green & Co, London 1940)
- Lauterpacht, H, *Recognition in International Law* (CUP, Cambridge 1947)
- Lauterpacht, H, *Oppenheim's International Law, A Treatise: Volume II, Disputes, War and Neutrality* (7th edn, Longhams, London 1952)
- Lauterpacht, H, *International Law and Human Rights* (unaltered reprint of 1950 edition by Stevens & Sons Ltd, Archon Books, 1968)
- Lauterpacht, H, *The Development of International Law by the International Court* (reissue, CUP, Cambridge 1982)
- Lauterpacht, H, *The Function of Law in the International Community* (reissue with foreword and introduction, OUP, Oxford 2011)
- Lowe, AV, 'Jurisdiction' in M Evans (ed), *International Law* (2nd edn, OUP, Oxford 2006)
- Lubell, N, *Extraterritorial Use of Force Against Non-State Actors* (OUP, Oxford 2010)
- Lubell, N, 'The War (?) Against Al-Qaeda' in E Wilmshurst (ed), *The Classification of Conflicts in International Law* (OUP, Oxford 2012)
- Marks, S and Clapham, A, *International Human Rights Lexicon* (OUP, Oxford 2005)
- McDougal, MS, Lasswell, HD, and Miller, JC, *The Interpretation of International Agreements and World Public Order: Principles of Content and Procedure* (New Haven Press, New Haven 1967)
- McNair, A, *The Law of Treaties* (OUP, Oxford 1961)
- Melzer, N, *Targeted Killing in International Law* (Oxford Monographs in International Law, OUP, Oxford 2008)
- Meron, T, *Human Rights and Humanitarian Norms as Customary Law* (OUP, Oxford 1989)
- Meron, T, *The Humanization of International Law* (The Hague Academy of International Law, Martinus Nijhoff, The Hague 2006)
- Mettraux, G, *International Crimes and the Ad Hoc Tribunals* (OUP, Oxford 2005)
- Milanović, M, *Extraterritorial Application of Human Rights Treaties: Law, Principles, and Policy* (OUP, Oxford 2011)
- Milanović, M, 'Norm Conflicts, International Humanitarian Law, and Human Rights Law' in O Ben-Naftali (ed), *International Humanitarian Law and International Human Rights Law* (OUP, Oxford 2011)
- Milanović, M, 'The Lost Origins of Lex Specialis: Rethinking the Relationship between Human Rights and International Humanitarian Law' in J Ohlin (ed), *Theoretical Boundaries of Armed Conflict and Human Rights* (CUP, Cambridge 2016, forthcoming)
- Milanović, M, 'Extraterritorial Derogations from Human Rights Treaties in Armed Conflict' in N Bhuta (ed), *The Frontiers of Human Rights: Extraterritoriality and its Challenges* (Collected Courses of the Academy of European Law, OUP, Oxford, forthcoming)

- Modirzadeh, NK, 'The Dark Sides of Convergence: A Pro-Civilian Critique of the Extra-territorial Application of Human Rights Law in Armed Conflict' in RA Pedrozo (ed), *The War in Iraq: A Legal Analysis* (2010) (Vol 86, US Naval War College International Law Studies)
- Moir, L, *The Law of Internal Armed Conflict* (CUP, Cambridge 2002)
- Moir, L, 'The European Court of Human Rights and International Humanitarian Law' in R Kolb and G Gaggioli (eds), *Research Handbook on Human Rights and Humanitarian Law* (Edward Elgar, Cheltenham 2013)
- Moore, JB, *History and Digest of the International Arbitrations to which the United States has been a Party: Volume IV* (Government Printing Office, Washington 1898)
- Neff, SC, *War the Law of Nations: A General History* (CUP, Cambridge 2005)
- Neff, SC, 'Prisoners of War in International Law: The Nineteenth Century' in S Scheipers (ed), *Prisoners in War* (OUP, Oxford 2010)
- Nijman, JE, 'Minorities and Majorities' in B Fassbender and A Peters (eds), *The Oxford Handbook of the History of International Law* (OUP, Oxford 2012)
- Nolte, G, 'Subsequent Practice as a Means of Interpretation in the Jurisprudence of the WTO Appellate Body' in E Cannizzaro (ed), *The Law of Treaties Beyond the Vienna Convention* (OUP, Oxford 2011)
- O'Connell, DP, *State Succession in Municipal and International Law: Volume II* (CUP, Cambridge 1967)
- Ojeda, S, 'US Detention of Taliban Fighters: Some Legal Considerations' in MN Schmitt (ed), *The War in Afghanistan: A Legal Analysis* (2009) (Vol 85, US Naval War College International Law Studies)
- Oppenheim, L, *International Law, A Treatise: Volume II, War and Neutrality* (Longmans, Green & Co, London 1906)
- Ovey, C and White, RCA, *Jacobs & White: The European Convention on Human Rights* (4th edn, OUP, Oxford 2006)
- Paparinskis, M, 'Investment Treaty Interpretation and Customary Investment Law' in C Brown and K Miles (eds), *Evolution in Investment Treaty Law and Arbitration* (CUP, Cambridge 2011)
- Paparinskis, M, *The International Minimum Standard and Fair and Equitable Treatment* (OUP, Oxford 2013)
- Parlett, K, *The Individual in the International Legal System* (CUP, Cambridge 2011)
- Pauwelyn, J, *Conflict of Norms in Public International Law: How WTO Law Relates to Other Rules of International Law* (CUP, Cambridge 2003)
- Pejic, J, 'Status of Armed Conflicts' in E Wilmshurst and SC Breau (eds), *Perspectives on the ICRC Study on Customary International Humanitarian Law* (CUP, Cambridge 2007)
- Pejic, J, 'Conflict Classification and the Law Applicable to Detention and the Use of Force' in E Wilmshurst (ed), *International Law and the Classification of Conflicts* (OUP, Oxford 2012)
- Phillimore, R, *Commentaries upon International Law: Volume III* (T & JW Johnson & Co, Philadelphia 1857)
- Pictet, JS (ed), *Commentary to Geneva Convention I for the Amelioration of the Condition of the Wounded and Sick in Armed Forces in the Field* (ICRC, Geneva 1952)
- Pictet, JS (ed), *Commentary to Geneva Convention IV Relative to the Protection of Civilian Persons in Time of War* (ICRC, Geneva 1958)
- Pictet, JS (ed), *Commentary to Geneva Convention II for the Amelioration of the Condition of Wounded, Sick and Shipwrecked Members of Armed Forces at Sea* (ICRC, Geneva 1960)

- Pictet, JS (ed), *Commentary to Geneva Convention III Relative to the Treatment of Prisoners of War* (ICRC, Geneva 1960)
- Pictet, JS, *Development and Principles of International Humanitarian Law* (Martinus Nijhoff, Dordrecht 1985)
- Pomper, S, 'Human Rights Obligations, Armed Conflict and Afghanistan: Looking Back Before Looking Ahead' in MN Schmitt (ed), *The War in Afghanistan: A Legal Analysis* (2009) (International Law Studies, Vol 85)
- Provost, R, *International Human Rights and Humanitarian Law* (CUP, Cambridge 2002)
- Pulkowski, D, *The Law and Politics of International Regime Conflict* (OUP, Oxford 2014)
- Risius, G, 'Prisoners of War in the United Kingdom' in P Rowe (ed), *The Gulf War 1990–91 in International and English Law* (Routledge, Oxford 1993)
- Roberts, A and Guelff, R, *Documents on the Laws of War* (3rd edn, OUP, Oxford 2000)
- Rodley, NS, 'Can Armed Opposition Groups Violate Human Rights?' in KE Mahoney and P Mahoney (eds), *Human Rights in the Twenty-First Century* (Martinus Nijhoff 1993)
- Rodley, NS, 'The International Court of Justice and Human Rights Treaty Bodies' in M Andenas and E Bjorge (eds), *A Farewell to Fragmentation: Reassertion and Convergence in International Law* (CUP, Cambridge 2015)
- Rodley, NS and Pollard, M, *The Treatment of Prisoners under International Law* (3rd edn, OUP, Oxford 2009)
- Roth, AH, *The Minimum Standard of International Law Applied to Aliens* (AW Sijthoff's Uitgeversmaatschappij NV, Leiden 1949)
- Roxburgh, R, *Oppenheim's International Law, A Treatise: Volume II, War and Neutrality* (3rd edn, Longman's, Green & Co, London 1921)
- Sandoz, Y, Swinarski, C, and Zimmerman, B (eds), *Commentary on the Additional Protocols of 8 June 1977 to the Geneva Conventions of 12 August 1949* (ICRC/Martinus Nijhoff, Geneva 1987)
- Sassòli, M, 'Ius ad Bellum and Ius in Bello—The Separation between the Legality of the Use of Force and Humanitarian Rules to be Respected in Warfare: Crucial or Outdated' in MN Schmitt and J Pejic (eds), *International Law and Armed Conflict: Exploring the Faultlines* (Martinus Nijhoff, Leiden 2007)
- Sassòli, M and Bouvier, A, *How Does Law Protect in War?: Cases, Documents and Teaching Materials on Contemporary Practice in International Humanitarian Law, Volumes I & II* (ICRC, Geneva 1999)
- Scheipers, S (ed), *Prisoners in War* (OUP, Oxford 2010)
- Schmitt, MN, 'Iraq (2003 onwards)' in E Wilmshurst (ed), *International Law and the Classification of Conflicts* (OUP, Oxford 2012)
- Schwarzenberger, G, *A Manual of International Law* (Stevens & Sons, London 1947)
- Scobbie, I, 'The Approach to Customary International Law in the Study' in E Wilmshurst and S Breau (eds), *Perspectives on the ICRC Study on Customary International Humanitarian Law* (CUP, Cambridge 2007)
- Shah, S, 'Administration of Justice' in D Moeckli, S Shah, and S Sivakumaran (eds), *International Human Rights Law* (OUP, Oxford 2010)
- Shaw, MN, *International Law* (CUP, Cambridge 2012)
- Sivakumaran, S, *The Law of Non-International Armed Conflict* (OUP, Oxford 2012)
- Solis, GD, *The Law of Armed Conflict: International Humanitarian Law in War* (CUP, Cambridge 2010)
- Sorel, JM and Eveno, VB, '1969 Vienna Convention, Article 31: General Rule of Interpretation' in O Corten and P Klein (ed), *The Vienna Conventions on the Law of Treaties: A Commentary, Volume I* (OUP, Oxford 2011)

- Szesnat, F and Bird, A, 'Colombia' in E Wilmschurst (ed), *The Classification of Conflicts in International Law* (OUP, Oxford 2012)
- Tehindrazanarivelo, DL, 'The African Union and International Humanitarian Law' in R Kolb and G Gaggioli (eds), *Research Handbook on Human Rights and Humanitarian Law* (Edward Elgar, Cheltenham 2013)
- Thirlway, H, *The Sources of International Law* (OUP, Oxford 2014)
- Thornberry, P, *International Law and the Rights of Minorities* (OUP, Oxford 1991)
- Tomuschat, C, 'The Applicability of Human Rights Law to Insurgent Movements' in H Fischer et al (eds), *Krisensicherung und Humanitärer Schutz – Crisis Management and Humanitarian Protection: Festschrift für Dieter Fleck* (BWV, Berlin 2004)
- Vance, J (ed), *Encyclopedia of Prisoners of War and Internment* (2nd edn, Grey House Publishing, Inc, Millerton, NY 2006)
- Wagstaff, RH, *Terror Detentions and the Rule of Law: US and UK Perspectives* (OUP, New York 2014)
- Wall, AE, 'Civilian Detentions in Iraq' in MN Schmitt and J Pejic (eds), *International Law and Armed Conflict: Exploring the Faultlines* (Brill, The Hague 2007)
- Walsh, B, 'Detention and Deportation of Foreign Nationals in the United Kingdom during the Gulf Conflict' in P Rowe (ed), *The Gulf War 1990–91 in International and English Law* (Routledge, Oxford 1993)
- Walzer, M, *Just and Unjust Wars: A Moral Argument with Historical Illustrations* (3rd edn, Basic Books, New York 2000)
- Warbrick, C, 'States and Recognition and International Law' in MD Evans (ed), *International Law* (2nd edn, OUP, Oxford 2006)
- Waxman, MC, 'The Law of Armed Conflict and Detention Operations in Afghanistan' in MN Schmitt (ed), *The War in Afghanistan: A Legal Analysis* (2009) (Vol 85, US Naval War College International Law Studies)
- Westlake, J, *Chapters on the Principles of International Law* (CUP, Cambridge 1894)
- Westlake, J, *International Law Part II: War* (CUP, Cambridge 1907)
- White, RCA and Ovey, C, *Jacobs, White & Ovey: The European Convention on Human Rights* (5th edn, OUP, Oxford 2010)
- Wilde, R, 'The Extraterritorial Application of International Human Rights Law on Civil and Political Rights' in S Sheeran and N Rodley (eds), *Routledge Handbook of International Human Rights Law* (Routledge, Abingdon 2013)
- Wittes, B, Chesney, RM, and Reynolds, L, *The Emerging Law of Detention 2.0: The Guantánamo Habeas Cases as Lawmaking* (Brookings Institution, 2012)
- Wolfke, K, *Custom in Present International Law* (2nd edn, Martinus Nijhoff 1993)
- Zegveld, L, *The Accountability of Armed Opposition Groups in International Law* (CUP, Cambridge 2002)

## ARTICLES

- Abresch, W, 'A Human Rights Law of Internal Armed Conflict: The European Court of Human Rights in Chechnya' (2005) 16 EJIL 741
- Akande, D, 'Nuclear Weapons, Unclear Law? Deciphering the *Nuclear Weapons* Advisory Opinion of the International Court' (1998) 68 BYIL 165
- Akande, D, 'The Jurisdiction of the International Criminal Court over Nationals of Non-Parties: Legal Basis and Limits' (2003) 1 JICJ 618
- Akande, D, 'Clearing the Fog of War? The ICRC's Interpretive Guidance on Direct Participation in Hostilities' (2010) 59 ICLQ 180

- Akande, D and Williams, S, 'International Adjudication on National Security issues: What Role for the WTO?' (2003) 43 Va J Intl L 365
- Akehurst, M, 'The Hierarchy of the Sources of International Law' (1974–5) 47 BYIL 273
- Akehurst, M, 'Custom as a Source of International Law' (1975) 47 BYIL 1
- Aldrich, GH, 'The Laws of Wars on Land' (2000) 84 AJIL 42
- Aldrich, GH, 'Customary International Humanitarian Law—An Interpretation on Behalf of the International Committee of the Red Cross' (2005) 76 BYIL 503
- Alston, P, Morgan-Foster, J, and Abresch, W, 'The Competence of the UN Human Rights Council and its Special Procedures in Relation to Armed Conflicts: Extrajudicial Executions in the "War on Terror"' (2008) 19 EJIL 183
- Anyangwe, C, 'Obligations of State Parties to the African Charter on Human and Peoples' Rights' (1998) 10 African J Intl & Comp L 625
- Aughey, S and Sari, A, 'Targeting and Detention in Non-International Armed Conflict: *Serdar Mohammed* and the Limits of Human Rights Convergence' (2015) 91 Intl L Stud 60
- Barnsby, RE, 'Yes We Can: The Authority to Detain as Customary International Law' (2009) 202 Mil L Rev 53
- Bartels, R, 'Timelines, Borderlines and Conflicts: The Historical Evolution of the Legal Divide between International and Non-International Armed Conflicts' (2009) 91 IRRC 35
- Baxter, RR, 'So-Called "Unprivileged Belligerency": Spies, Guerrillas, and Saboteurs' (1951) 28 BYIL 323
- Baxter, RR, 'Treaties and Custom' (1970) 129 Recueil des Cours 27
- Bell, C, 'Peace Agreements: Their Nature and Legal Status' (2006) 100 AJIL 373
- Bellinger III, JB and Haynes II, WJ, 'A US Government Response to the International Committee of the Red Cross Study *Customary International Humanitarian Law*' (2007) 89 IRRC 443
- Bellinger III, JB and Padmanabhan, VM, 'Detention Operations in Contemporary Conflicts: Four Challenges for the Geneva Conventions and Other Existing Law' (2011) 105 AJIL 201
- Bentwich, N, 'International Law as Applied by England in the War: The Treatment of Alien Enemies' (1915) 9 AJIL 642
- Berman, F, 'Treaty "Interpretation" in a Judicial Context' (2004) Yale J Intl L 315
- Berman, F, 'The UN Charter and the Use of Force' (2006) 10 SYBIL 9
- Berman, N, 'Privileging Combat? Contemporary Conflict and the Legal Construction of War' (2004) 43 Colum J Transnatl L 1
- Blum, G, 'On a Differential Law of War' (2011) 52 Harv Intl LJ 163
- Boelart-Suominen, S, 'Grave Breaches, Universal Jurisdiction and Internal Armed Conflict: Is Customary Law Moving Towards a Uniform Mechanism for all Armed Conflicts?' (2000) 5 JCSL 63
- Bongard, P and Somer, J, 'Monitoring Armed Non-State Actor Compliance with Humanitarian Norms: A Look at International Mechanisms and the Geneva Call *Deed of Commitment*' (2011) 93 IRRC 673
- Borchard, E, 'The Access of Individuals to International Courts' (1930) 24 AJIL 359
- Borelli, S, 'Casting Light on the Legal Black Hole: International Law and Detentions Abroad in the "War on Terror"' (2005) 87 IRRC 39
- Bothe, M, 'Article 3 and Protocol II: Case Studies of Nigeria and El Salvador' (1982) 31 Am U L Rev 899
- Bovarnick, JA, 'Detainee Review Boards in Afghanistan: From Strategic Liability to Legitimacy' [June 2010] The Army Lawyer 9



- Bradley, CA and Goldsmith, JL, 'Congressional Authorization and the War on Terrorism' (2004–5) 118 Harv L Rev 2047
- Brandon, M, 'Legal Control over Resident Enemy Aliens in Time of War in the United States and in the United Kingdom' (1950) 44 AJIL 382
- Brilmayer, L, 'From "Contract" to "Pledge": The Structure of International Human Rights Agreements' (2007) 77 BYIL 163
- Brooks, RE, 'War Everywhere: Rights, National Security Law, and the Law of Armed Conflict in the Age of Terror' (2004) 153 U Pa L Rev 675
- Bugnion, F, '*Jud Ad Bellum, Jus In Bello* and Non-International Armed Conflicts' (2003) 6 YIHL 167
- Bulto, TS, 'Patching the "Legal Black Hole": The Extraterritorial Reach of States' Human Rights Duties in the African Human Rights System' (2011) 27 South African J Hum Rts 249
- Byron, C, 'Armed Conflicts: International or Non-International?' (2001) 6 JCSL 63
- Byron, C, 'A Blurring of the Boundaries: The Application of International Humanitarian Law by Human Rights Bodies' (2007) 47 Va J Intl L 839
- Callen, J, 'Unlawful Combatants and the Geneva Conventions' (2004) 44 Va J Intl L 1025
- Carnahan, BM, 'Lincoln, Lieber and the Laws of War: The Origins and Limits of the Principle of Military Necessity' (1998) 92 AJIL 213
- Carvin, S, 'Caught in the Cold: International Humanitarian Law and Prisoners of War During the Cold War' (2006) 11 JCSL 67
- Casalin, D, 'Taking Prisoners: Reviewing the International Humanitarian Law Grounds for Deprivation of Liberty by Armed Opposition Groups' (2011) 93 IRRC 743
- Cassese, A, 'The Status of Rebels Under the 1977 Geneva Protocol on Non-International Armed Conflicts' (1981) 30 ICLQ 416
- Cassese, A, 'The Geneva Protocols of 1977 on the Humanitarian Law of Armed Conflict and Customary International Law' (1984) UCLA Pacific Basin LJ 55
- Cassese, A, 'The Special Court and International Law: The Decision Concerning the Lomé Agreement Amnesty' (2004) 2 JICJ 1130
- Cerna, CM, 'The History of the Inter-American's System's Jurisprudence as Regards Situations of Armed Conflict' (2011) 2 J Intl Humanitarian Legal Studies 3
- Cerone, J, 'Jurisdiction and Power: The Intersection of Human Rights Law & The Law of Non-International Armed Conflict in an Extraterritorial Context' (2007) 40 Isr L Rev 396
- Charney, J, 'Universal International Law' (1993) 87 AJIL 529
- Chesney, RM, 'Leaving Guantanamo: The Law of International Detainee Transfers' (2006) 40 U Rich L Rev 657
- Chesney, RM, 'Iraq and the Military Detention Debate: Firsthand Perspectives from the Other War, 2003–2010' (2011) 51 Va J Intl L 549
- Clapham, A, 'Human Rights Obligations of Non-State Actors in Conflict Situations' (2006) 88 IRRC 491
- Cohn, EJ, 'Legal Aspects of Internment' (1941) 4 MLR 200
- Corn, GS, 'Filling the Void: Providing a Framework for the Legal Regulation of the Military Component of the War on Terror Through Application of Basic Principles of the Law of Armed Conflict' (2006) 12 ILSA J Intl & Comp L 481
- Corn, GS, 'Enemy Combatants and Access to *Habeas Corpus*: Questioning the Validity of the Prisoner of War Analogy' (2007) 5 Santa Clara J Intl L 236
- Corn, GS, 'Hamdan, Lebanon, and the Regulation of Armed Conflict: The Need to Recognise a Hybrid Category of Armed Conflict' (2007) 40 Vand J Transnat L 295

- Corn, GS and Jensen, ET, 'Transnational Armed Conflict: A "Principled" Approach to the Regulation of Counter-Terror Combat Operations' (2009) 42 *Isr L Rev* 42
- Corn, GS, and Chickris, PA, 'Unprivileged Belligerents, Preventive Detention, and Fundamental Fairness: Rethinking the Review Tribunal Representation Model' (2012) 11 *Santa Clara J Intl L* 115
- Craven, M et al, 'We Are Teachers of International Law' (2004) 17 *Leiden J Intl L* 17
- Crawford, E, 'Unequal before the Law: The Case for the Elimination of the Distinction between International and Non-International Armed Conflicts' (2007) 20 *LJIL* 441
- Crawford, J, 'Multilateral Rights and Obligations in International Law' (2006) 319 *Recueil des Cours* 325
- Crook, JR (ed), 'Contemporary Practice of the United States Relating to International Law' (2006) 100 *AJIL* 690
- Cullen, A, and Wheatley, S, 'The Human Rights of Individuals in *De Facto* Regimes under the European Convention on Human Rights' (2013) 13 *HRLR* 691
- D'Amato, AA, 'Trashing Customary International Law' (1987) 81 *AJIL* 101
- Danilenko, GM, 'The Theory of International Customary Law' (1988) 31 *GYIL* 9
- Davidson, T and Gibson, K, 'Experts Meeting on Security Detention Report' (2009) 40 *Case W Res J Intl L* 323
- de Schutter, B, and Van Der Wyngaert, C, 'Coping with Non-International Armed Conflicts: The Borderline Between National and International Law' (1983) 13 *Ga J Intl & Comp L* 279
- de Zayas, A, 'Human Rights and Indefinite Detention' (2005) 87 *IRRC* 15
- Deeks, A, 'Administrative Detention in Armed Conflict' (2009) 40 *Case W Res J Intl L* 403
- Dennis, MJ, 'Application of Human Rights Treaties Extraterritorially in Times of Armed Conflict and Military Occupation' (2005) 99 *AJIL* 119
- Dennis, MJ, 'Non-Application of Civil and Political Rights Treaties Extraterritorially During Times of International Armed Conflict' (2007) 40 *Isr L Rev* 453
- Dingwall, J, 'Unlawful Confinement as a War Crime: The Jurisprudence of the Yugoslav Tribunal and the Common Core of International Humanitarian Law Applicable to Contemporary Armed Conflicts' (2004) 9 *JCSL* 133
- Dörmann, K, 'The Legal Situation of "Unlawful/Unprivileged Combatants"' (2003) 85 *IRRC* 45
- Doswald-Beck, L, 'International Humanitarian Law and the International Court of Justice on the Legality of the Threat or Use of Nuclear Weapons' (1997) 35 *IRRC* 316
- Doswald-Beck, L, 'The Right to Life in Armed Conflict: Does International Humanitarian Law Provide all the Answers?' (2006) 86 *IRRC* 881
- Doswald-Beck, L and Vité, S, 'International Humanitarian Law and Human Rights Law' (1993) *IRRC* 94
- Downey Jr, WG, 'The Law of War and Military Necessity' (1953) 47 *AJIL* 251
- Draper, GIAD, 'The Geneva Conventions of 1949' (1965) 114 *Recueil des Cours* 59
- Draper, GIAD, 'The Relationship between the Human Rights Regime and the Law of Armed Conflicts' (1971) 1 *Isr Ybk Human Rights* 191
- Droege, C, 'The Interplay between International Humanitarian Law and International Human Rights Law in Situations of Armed Conflict' (2007) 40 *Isr L Rev* 310
- Droege, C, '"In truth the leitmotiv": the Prohibition of Torture and Other Forms of Ill-treatment in International Humanitarian Law' (2007) 89 *IRRC* 515
- Droege, C, 'Elective Affinities? Human Rights and Humanitarian Law' (2008) 90 *IRRC* 501
- Droege, C, 'Transfers of Detainees: Legal Framework, *Non-Refoulement* and Contemporary Challenges' (2008) 90 *IRRC* 669

- Dumberry, P, 'Incoherent and Ineffective: The Concept of Persistent Objector Revisited' (2010) 59 ICLQ 779
- Duxbury, A, 'Drawing Lines in the Sand – Characterising Conflicts for the Purposes of Teaching International Humanitarian Law' (2007) 8 MJIL 259
- Elder, DA, 'The Historical Background of Common Article 3 of the Geneva Conventions of 1949' (1979) 11 Case W Res J Intl L 37
- Estey, W, 'The Five Bases of Extraterritorial Jurisdiction and the Failure of the Presumption Against Extraterritoriality' (1997) 21 Hastings Intl & Comp L Rev 177
- Farrell, B, 'The Right to Habeas Corpus in the Inter-American Human Rights System' (2010) 33 Suff Transnat L Rev 197
- Fenrick, WJ, 'ICRC Guidance on Direct Participation in Hostilities' (2009) 12 YIHL 287
- Ferraro, T, 'The Applicability and Application of International Humanitarian Law to Multinational Forces' (2013) 95 IRRC 561
- Fitzmaurice, GG, 'The Law and Procedure of the International Court of Justice: Treaty Interpretation and Certain Other Treaty Points' (1951) 28 BYIL 1
- Fitzmaurice, GG, 'The Law and Procedure of the International Court of Justice 1951–4: Treaty Interpretation and Other Treaty Points' (1957) 33 BYIL 203
- Fortin, K, 'Complementarity between the ICRC and the United Nations and International Humanitarian Law and International Human Rights Law, 1948–1968' (2012) 94 IRRC 1433
- Gaggioli, G and Kolb, R, 'A Right to Life in Armed Conflicts? The Contribution of the European Court of Human Rights' (2007) 37 Isr YB Human Rights 115
- Garner, JW, 'Treatment of Enemy Aliens: Measures in Respect to Personal Liberty' (1918) 12 AJIL 27
- Garraway, C, 'The Use and Abuse of Military Manuals' (2004) 7 YIHL 425
- Gasser, H-P, 'Agora: The U.S. Decision Not to Ratify Protocol I to the Geneva Conventions on the Protection of War Victims' (1987) 81 AJIL 910
- Gehring, RW, 'Loss of Civilian Protections under the Fourth Geneva Convention and Protocol I' (1980) 19 MLLWR 11
- Geiß, R, 'Asymmetric conflict structures' (2006) 88 IRRC 757
- Geiß, R, 'Military Necessity: A Fundamental "Principle" Fallen into Oblivion' (2008) 2 ESIL Proc 554
- Geiß, R and Siegrist, M, 'Has the Armed Conflict in Afghanistan Affected the Rules on the Conduct of Hostilities?' (2011) 93 IRRC 11
- Ghandhi, S, 'Human Rights and the International Court of Justice: The *Ahmadou Sadio Diallo* Case' (2011) 11 HRLR 527
- Gillard, E-C, 'There's No Place Like Home: States' Obligations in Relation to Transfers of Persons' (2008) 90 IRRC 703
- Gleditsch, NP et al, 'Armed Conflict 1946–2001: A New Dataset' (2002) 39 J of Peace Research 615
- Gondek, M, 'Extraterritorial Application of the European Convention on Human Rights: Territorial Focus in the Age of Globalization?' (2005) 52 NILR 349
- Goodman, R, 'The Detention of Civilians in Armed Conflict' (2009) 103 AJIL 48
- Goodman, R, 'The Power to Kill or Capture Enemy Combatants' (2013) 24 EJIL 819
- Goodman, R, 'Authorization versus Regulation of Detention in Non-International Armed Conflicts' (2015) 91 Intl L Stud 155
- Goodman, R and Jinks, D, 'International Law, U.S. War Powers and the Global War on Terrorism' (2005) 118 Harvard L Rev 2653
- Greenwood, CJ, 'The Concept of War in Modern International Law' (1987) 36 ICLQ 283

- Greenwood, CJ, 'International Humanitarian Law and the *Tadic* Case' (1996) 7 EJIL 265
- Greenwood, CJ, 'International Law and the "War Against Terrorism"' (2002) 78 Intl Affairs 301
- Gutteridge, JAC, 'The Repatriation of Prisoners of War' (1953) 2 ICLQ 207
- Hakimi, M, 'International Standards for Detaining Terrorism Suspects: Moving Beyond the Armed Conflict-Criminal Divide' (2009) 40 Case W Res J Intl L 593
- Hampson, F, 'The Geneva Conventions and the Detention of Civilians and Alleged Prisoners of War' [1991] PL 507
- Hampson, F, 'The Relationship between International Humanitarian Law and Human Rights Law From the Perspective of a Human Rights Treaty Body' (2008) 90 IRRC 549
- Hansen, MA, 'Preventing the Emasculation of Warfare: Halting the Expansion of Human Rights Law Into Armed Conflict' (2007) 194 Mil L Rev 1
- Hathaway, O, 'Do Human Rights Treaties Make a Difference?' (2002) 11 Yale LJ 1935
- Heintze, HJ, 'On the Relationship Between Human Rights Law Protection and International Humanitarian Law' (2004) 86 IRRC 789
- Henckaerts, J-M, '*Customary International Humanitarian Law: A Response to US Comments*' (2007) 89 IRRC 473
- Henkin, L, 'Human Rights and State "Sovereignty"' (1995/6) 25 Ga J Intl & Comp L 31
- Hershey, AS, 'Treatment of Enemy Aliens' (1918) 12 AJIL 156
- Hessbruegge, JA, 'Human Rights Violations Arising from the Conduct of Non-State Actors' (2005) 11 Buff Hum Rghts L Rev 21
- Higgins, R, 'Derogations under Human Rights Treaties' (1976) 48 BYIL 281
- Hill-Cawthorne, L, 'The Copenhagen Principles on the Handling of Detainees: Implications for the Procedural Regulation of Internment' (2013) 18 JCSL 481
- Hill-Cawthorne, L, 'The Role of Necessity in International Humanitarian and Human Rights Law' (2014) 47 Isr L Rev 225
- Hill-Cawthorne, L, 'Humanitarian Law, Human Rights Law and the Bifurcation of Armed Conflict' (2015) 64 ICLQ 293
- Hudson, MO, 'The Central American Court of Justice' (1932) 26 AJIL 759
- Jenks, CW, 'The Conflict of Law-Making Treaties' (1953) 30 BYIL 401
- Jinks, D, 'The Declining Significance of POW Status' (2004) 45 Harvard Intl LJ 367
- Junod, S, 'Additional Protocol II: History and Scope' (1983) 33 Am U L Rev 29
- Kaikobad, K et al, 'United Kingdom Materials on International Law, Part Six: VIII (Human rights and fundamental freedoms)' (2007) 78 BYIL 737
- Kalshoven, F, 'A Colombian View on Protocol II' (1998) 1 YIHL 262
- Kamminga, MT, 'State Succession in Respect of Human Rights Treaties' (1996) 7 EJIL 469
- Kirgis Jr, FL, 'Custom on a Sliding Scale' (1987) 81 AJIL 146
- Kleffner, JK, 'From "Belligerents" to "Fighters" and Civilians Directly Participating in Hostilities – On the Principle of Distinction in Non-International Armed Conflicts One Hundred Years After the Second Hague Peace Conference' (2007) 54 NILR 315
- Kleffner, JK, 'Section IX of the ICRC Interpretive Guidance on Direct Participation in Hostilities: The End of Jus in Bello Proportionality as We Know It?' (2012) 45 Isr L Rev 35
- Kolb, R, 'The Relationship between International Humanitarian Law and Human Rights Law: A Brief History of the 1948 Universal Declaration of Human Rights and the 1949 Geneva Conventions' (1998) 38 IRRC 409
- Kolb, R, 'Selected Problems in the Theory of Customary International Law' (2003) 50 NYIL 119
- Koskeniemi, M, 'The Politics of International Law—20 Years Later' (2009) 20 EJIL 7

- Kress, C, 'Some Reflections on the International Legal Framework Governing Transnational Armed Conflicts' (2010) 15 JCSL 245
- Kretzmer, D, 'Targeted Killing of Suspected Terrorists: Extra-Judicial Executions or Legitimate Means of Defence?' (2005) 16 EJIL 171
- Kretzmer, D, 'Rethinking Application of IHL in Non-International Armed Conflicts' (2009) 42 Isr L Rev 8
- Krieger, H, 'A Conflict of Norms: The Relationship Between Humanitarian Law and Human Rights Law in the ICRC Customary Law Study' (2006) 11 JCSL 265
- Krieger, H, 'After Al-Jedda: Detention, Derogation, and an Enduring Dilemma,' (2011) 50 Mil L & L War Rev 419
- Lauterpacht, H, 'The Universal Declaration of Human Rights' (1948) 25 BYIL 354
- Lauterpacht, H, 'The Problem of the Revision of the Law of War' (1952) 29 BYIL 360
- Leach, P, 'The Chechen Conflict: Analysing the Oversight of the European Court of Human Rights' [2008] EHRLR 732
- Levie, HS, 'Legal Aspects of the Continued Detention of the Pakistani Prisoners of War by India' (1973) 67 AJIL 512
- Lindroos, A, 'Addressing Norm Conflicts in a Fragmented Legal System: The Doctrine of Lex Specialis' (2005) 74 Nordic J Intl L 27
- Lopez, L, 'Uncivil Wars: The Challenge of Applying International Humanitarian Law to Internal Armed Conflicts' (1994) 69 NYU L Rev 916
- Lubell, N and Derejko, N, 'A Global Battlefield? Drones and the Geographical Scope of Armed Conflict' (2013) 11 JICJ 65
- Mačák, K, 'Needle in a Haystack? Locating the Legal Basis for Detention in Non-International Armed Conflict' (2015) IYHR (forthcoming)
- Marcoux Jr, L, 'Protection from Arbitrary Arrest and Detention under International Law' (1982) 5 Boston College Intl & Comp L Rev 345
- Mastorodimos, K, 'The Character of the Conflict in Gaza: Another Argument Towards Abolishing the Distinction between International and Non-International Armed Conflicts' (2010) 12 ICLR 437
- McCarthy, C, 'The Paradox of the International Law of Military Occupation: Sovereignty and the Reformation of Iraq' (2005) 10 JCSL 43
- McCarthy, C, 'Human Rights and the Laws of War under the American Convention on Human Rights' [2008] EHRLR 762
- McLachlan, C, 'The Principle of Systemic Integration and Article 31(3)(c) of the Vienna Convention' (2005) 54 ICLQ 279
- Melzer, N, 'Keeping the Balance between Military Necessity and Humanity: A Response to Four Critiques of the ICRC's Interpretive Guidance on the Notion of Direct Participation in Hostilities' (2010) 42 NYU J Intl L & Pol 831
- Meron, T, 'The Geneva Conventions as Customary Law' (1987) 81 AJIL 361
- Meron, T, 'Application of Humanitarian Law in Noninternational Armed Conflicts' (1991) 85 ASIL Proceedings 83
- Meron, T, 'International Criminalization of Internal Atrocities' (1995) 89 AJIL 554
- Meron, T, 'Extraterritoriality of Human Rights Treaties' (1995) 89 AJIL 78
- Meron, T, 'Classification of Armed Conflict in the Former Yugoslavia: *Nicaragua's* Fallout' (1998) 92 AJIL 236
- Meron, T, 'The Humanization of Humanitarian Law' (2000) 94 AJIL 239
- Meron, T, 'Revival of Customary Humanitarian Law' (2005) 99 AJIL 817
- Milanović, M, 'A Norm Conflict Perspective on the Relationship between International Humanitarian Law and Human Rights Law' (2009) 14 JCSL 459

- Milanović, M, 'Is the Rome Statute Binding on Individuals? (And Why We Should Care)' (2011) 9 JICJ 25
- Milanović, M and Papic, T, 'As Bad As It Gets: The European Court of Human Rights' *Behrami and Saramati* Decision and General International Law' (2009) 58 ICLQ 267
- Müllerson, R, 'The Continuity and Succession of States, by Reference to the Former USSR and Yugoslavia' (1993) 42 ICLQ 473
- Müllerson, R, 'International Humanitarian Law in Internal Conflicts' (1997) 2 JACL 109
- Murray, C, 'The 1977 Geneva Protocols and Conflict in Southern Africa' (1984) 33 ICLQ 262
- Murray, D, 'How International Humanitarian Law Treaties Bind Non-State Armed Groups' (2015) 20 JCSL 101
- Ni Aolain, F, 'The No Gaps Approach to Parallel Application in the Context of the War on Terror' (2007) 40 Isr L Rev 563
- Öberg, MD, 'The Legal Effects of Resolutions of the UN Security Council and General Assembly in the Jurisprudence of the ICJ' (2006) 16 EJIL 879
- Olson, LM, 'Practical Challenges of Implementing the Complementarity between International Humanitarian and Human Rights Law—Demonstrated by the Procedural Regulation of Internment in Non-International Armed Conflict' (2009) 40 Case W Res J Intl L 437
- Olson, LM, 'Guantánamo Habeas Review: Are the D.C. District Court's Decisions Consistent with IHL Internment Standards?' (2009) 42 Case W Res J Intl L 197
- Orakhelashvili, A, 'The Interaction between Human Rights and Humanitarian Law: Fragmentation, Conflict, Parallelism, or Convergence' (2008) 19 EJIL 161
- Oswald, B, 'The Law on Military Occupation: Answering the Challenges of Detention During Contemporary Peace Operations?' (2007) 8 Melb J Intl L 311
- Oswald, B, 'Detention of Civilians on Military Operations: Reasons for and Challenges to Developing a Special Law of Detention' (2008) 32 Melb UL Rev 524
- Parks, WH, 'Part IX of the ICRC's "Direct Participation in Hostilities": No Mandate, No Expertise and Legally Incorrect' (2010) 42 NYU J Intl L & Pol 769
- Paust, JJ, 'Executive Plans and Authorizations to Violate International Law Concerning Treatment and Interrogation of Detainees' (2005) 43 Colum J Transnatl L 811
- Pearlstein, DN, 'Avoiding an International Law Fix for Terrorist Detention' (2008) 41 Creighton L Rev 663
- Pejic, J, 'Procedural Principles and Safeguards for Internment/Administrative Detention in Armed Conflict and Other Situations of Violence' (2005) 87 IRRC 375
- Pejic, J, 'The European Court of Human Rights' *Al-Jedda* Judgment: The Oversight of International Humanitarian Law' (2011) 93 IRRC 837
- Pejic, J, 'The Protective Scope of Common Article 3: More Than Meets the Eye' (2011) 93 IRRC 189
- Prud'homme, N, '*Lex Specialis*: Oversimplifying a More Complex and Multifaceted Relationship?' (2007) 40 Isr L Rev 356
- Reisman, WM, 'Application of Humanitarian Law in Noninternational Armed Conflicts' (1991) 85 ASIL Proc 83
- Roberts, A, 'Transformative Military Occupation: Applying the Laws of War and Human Rights' (2006) 100 AJIL 580
- Roberts, AE, 'Traditional and Modern Approaches to Customary International Law: A Reconciliation' (2001) 95 AJIL 757
- Roberts, AE, 'Power and Persuasion in Investment Treaty Interpretation: The Dual Role of States' (2010) 104 AJIL 179

- Roberts, AE and Sivakumaran, S, 'Lawmaking by Non-State Actors: Engaging Armed Groups in the Creation of International Humanitarian Law' (2012) 37 YJIL 107
- Roberts, GB, 'The New Rules for Waging War: The Case Against Ratification of Additional Protocol I' (1985–6) 26 Va J Intl L 109
- Rona, G, 'An Appraisal of US Practice Relating to "Enemy Combatants"' (2007) 10 YIHL 232
- Rona, G, 'Is There a Way Out of the Non-International Armed Conflict Detention Dilemma?' (2015) 91 Intl L Stud 32
- Rondeau, S, 'Participation of Armed Groups in the Development of the Law Applicable to Armed Conflicts' (2011) 93 IRRC 649
- Rowe, P, 'Is There a Right to Detain Civilians by Foreign Armed Forces During a Non-International Armed Conflict' (2011) 61 ICLQ 697
- Ryngaert, C, 'Human Rights Obligations of Armed Groups' [2008] RBDI 355
- Sassòli, M, 'The Status of Persons Held in Guantánamo under International Humanitarian Law' (2004) 2 JICJ 96
- Sassòli, M, 'Taking Armed Groups Seriously: Ways to Improve Compliance with International Humanitarian Law' (2010) 1 J Intl Human L Studies 12
- Sassòli, M and Olson, LM, 'The Relationship between International Humanitarian Law and Human Rights law Where it Matters: Admissible Killing and Internment of Fighters in Non-International Armed Conflicts' (2008) 90 IRRC 599
- Schabas, BA, '*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*' (2007) 40 Isr L Rev 592
- Schimmelpenninck van der Oije, PJC, 'International Humanitarian Law from a Field Perspective – Case Study: Nepal' (2006) 9 YIHL 394
- Schindler, D, 'The Different Types of Armed Conflicts According to the Geneva Conventions and Protocols' (1979) 163 Recueil des Cours 133
- Schloemann, HL and Ohlhoff, S, '"Constitutionalization" and Dispute Settlement in the WTO: National Security as an Issue of Competence' (1999) 93 AJIL 424
- Schmitt, MN, 'The Interpretive Guidance on the Notion of Direct Participation in Hostilities: A Critical Analysis' (2010) 1 Harv Nat Sec J 5
- Schmitt, MN, 'Military Necessity and Humanity in International Humanitarian Law: Preserving the Delicate Balance' (2010) 50 Va J Intl L 795
- Schöndorf, RS, 'Extra-State Armed Conflicts: Is there a Need for a New Legal Regime?' (2004) 37 NYU J Intl L & Pol 1
- Schwelb, E, 'Crimes Against Humanity' (1946) 23 BYIL 178
- Scobbie, I, 'Principle or Pragmatics? The Relationship between Human Rights Law and the Laws of Armed Conflict' (2009) 14 JCSL 449
- Sicilianos, L-A, 'The Classification of Obligations and the Multilateral Dimension of the Relations of International Responsibility' (2002) 13 EJIL 1127
- Simma, B, 'Self-Contained Regimes' (1985) 16 Neth YB Intl L 111
- Simma, B, 'From Bilateralism to Community Interest in International Law' (1994) 250 Recueil des Cours 217
- Simma, B and Alston, P, 'The Sources of Human Rights Law: Custom, Jus Cogens, and General Principles' (1988–9) 12 Australian YB Intl L 82
- Simma, B, and Pulkowski, D, 'Of Planets and the Universe: Self-Contained Regimes in International Law' (2006) 17 EJIL 483
- Sivakumaran, S, 'Binding Armed Opposition Groups' (2006) 55 ICLQ 369
- Sivakumaran, S, 'Re-Envisaging the International Law of Internal Armed Conflict' (2011) 22 EJIL 219

- Sivakumaran, S, 'Lessons from the Law of Armed Conflict from Commitments of Armed Groups: Identification of Legitimate Targets and Prisoners of War' (2011) 93 IRRC 463
- Sofaer, AD, 'The Rationale for the United States Decision' (1988) 82 AJIL 784
- Solf, WA, 'The Status of Combatants in Non-International Armed Conflicts Under Domestic Law and Transnational Practice' (1983) 33 Am U L Rev 53
- Solf, WA, 'Problems with the Application of Norms Governing Interstate Armed Conflict to Non-International Armed Conflict' (1983) 13 Ga J Intl & Comp L 291
- Solis, G, 'Targeted Killing and the Law of Armed Conflict' (2007) 60 NWCR 127
- Stein, TL, 'The Approach of the Different Drummer: The Principle of the Persistent Objector in International Law' (1985) 26 Harv Intl LJ 457
- Stephens, D, 'Blurring the Lines: The Interpretation, Discourse and Application of the Law of Armed Conflict' (2009) 12 YIHL 85
- Stewart, JG, 'Towards a Single Definition of Armed Conflict in International Humanitarian Law: A Critique of Internationalized Armed Conflict' (2003) 85 IRRC 313
- Steyn, J, 'Guantanamo Bay: The Legal Black Hole' (2004) 53 ICLQ 1
- Stone, J, 'Fictional Elements in Treaty Interpretation: A Study in the International Judicial Process' (1954) 1 Sydney L Rev 334
- Stone, R, 'American-German Conference on Prisoners of War' (1919) 13 AJIL 406
- Suter, K, 'An Inquiry into the Meaning of the Phrase "Human Rights in Armed Conflicts"' (1976) 15 *Revue de Droit Pénal Militaire et de Droit de la Guerre* 393
- Taft IV, WH, 'The Law of Armed Conflict After 9/11: Some Salient Features' (2003) 28 Yale J Intl L 319
- Tamura, E, 'The *Isayeva* Cases of the European Court of Human Rights: The Application of International Humanitarian Law and Human Rights Law in Non-International Armed Conflicts' (2011) 10 Chinese J Intl L 129
- Treves, T, 'The UN Body of Principles for the Protection of Detained or Imprisoned Persons' (1990) 84 AJIL 578
- Verdirame, G, 'Human Rights in Wartime: A Framework for Analysis' [2008] EHRLR 689
- Vité, S, 'Typology of Armed Conflicts in International Humanitarian Law: Legal Concepts and Actual Situations' (2009) 91 IRRC 69
- von der Groeben, C, 'The Conflict in Colombia and the Relationship between Humanitarian Law and Human Rights Law in Practice: Analysis of the New Operational Law of the Colombian Armed Forces' (2011) 16 JCSL 141
- von Glahn, G, 'The Protection of Human Rights in Armed Conflicts' (1971) 1 Isr Ybk Human Rights 208
- Warbrick, C, 'United Kingdom Materials on International Law' (2007) 78 BYIL 752
- Watkin, K, 'Controlling the Use of Force: A Role for Human Rights Norms in Contemporary Armed Conflict' (2004) 98 AJIL 1
- Watkin, K, 'Opportunity Lost: Organized Armed Groups and the ICRC "Direct Participation in Hostilities" Interpretive Guidance' (2010) 42 NYU J Intl L & Pol 641
- Watts, S, 'Reciprocity and the Law of War' (2009) 50 Harvard Intl LJ 365
- Waxman, MC, 'Administrative Detention of Terrorists: Why Detain and Detain Whom?' (2009) 3 J Nat Sec L & Ply 1
- Waxman, MC, 'The Structure of Terrorism Threats and the Laws of War' (2010) 20 Duke J Comp & Intl L 429
- Webber, D, 'Preventive Detention in the Law of Armed Conflict: Throwing Away the Key?' (2012) 6 J Nat Sec L & Ply 167
- Wilde, R, 'Triggering State Obligations Extraterritorially: The Spatial Test in Certain Human Rights Treaties' (2007) 40 Isr L Rev 503



- Willmott, D, 'Removing the Distinction Between International and Non-International Armed Conflict in the *Rome Statute of the International Criminal Court*' (2004) 5 MJIL 196
- Winkler, T, 'The Copenhagen Process on Detainees: A Necessity' (2010) 78 Nordic J Intl L 489
- Wood, M, 'The International Tribunal for Law of the Sea and General International Law' (2007) 22 Intl J Marine & Coastal L 351
- Yingling, RT and Ginnane, RW, 'The Geneva Conventions of 1949' (1952) 46 AJIL 393
- Yoo, J, 'Transferring Terrorists' (2004) 79 Notre Dame L Rev 1183

## UN DOCUMENTS

- Final Act of the International Conference on Human Rights*, UN Doc A/Conf.32/41, 22 April–13 May 1968
- Human Rights Committee, 'Concluding Observations: Australia', UN Doc A/55/40 (2000)
- Human Rights Committee, 'Concluding Observations: Colombia', CCPR/CO/80/COL, 26 May 2004
- Human Rights Committee, 'Concluding Observations: Colombia', CCPR/C/COL/CO/6, 4 August 2010
- Human Rights Committee, 'Concluding Observations: Democratic Republic of the Congo', CCPR/C/COD/CO/3, 26 April 2006
- Human Rights Committee, 'Concluding Observations: Israel', CCPR/CO/78/ISR, 21 August 2003
- Human Rights Committee, 'Concluding Observations: Israel', CCPR/C/ISR/CO/3, 3 September 2010
- Human Rights Committee, 'Concluding Observations: Sri Lanka', CCPR/CO/79/LKA, 1 December 2003
- Human Rights Committee, 'Concluding Observations: Trinidad and Tobago', CCPR/CO/70/TTO, 10 November 2000
- Human Rights Committee, 'Concluding Observations: United Kingdom', CCPR/C/GBR/CO/6, 30 July 2008
- Human Rights Committee, 'Concluding Observations: United States of America', CCPR/C/USA/CO/3, 15 September 2006
- Human Rights Committee, 'Concluding Observations: United States of America', CCPR/C/US/CO/3/Rev.1, 18 December 2006
- Human Rights Committee, 'Draft General Comment No 35: Article 9', CCPR/C/107/R.3, 28 January 2013
- Human Rights Committee, 'Fifth Periodic Report: Canada', CCPR/C/CAN/2004/5, 18 November 2004
- Human Rights Committee, 'Fifth Periodic Report: Finland', CCPR/C/FIN/2003/5, 24 July 2003
- Human Rights Committee, 'Fifth Periodic Report: Poland', CCPR/C/POL/2004/5, 26 January 2004
- Human Rights Committee, 'Fourth Periodic Report: United States of America', CCPR/C/USA/4, 22 May 2012
- Human Rights Committee, 'General Comment No 8: Right to Liberty and Security of Persons', 30 June 1982
- Human Rights Committee, 'General Comment No 26: Continuity of Obligations', CCPR/C/21/Rev.1/Add.8/Rev.1, 8 December 1997

- Human Rights Committee, 'General Comment No 29: States of Emergency (Article 4)', CCPR/C/21/Rev.1/Add.11, 31 August 2001
- Human Rights Committee, 'General Comment No 31: The Nature of the General Legal Obligation Imposed on States Parties to the Covenant', CCPR/C/21/Rev.1/Add.13, 26 May 2004
- Human Rights Committee, 'General Comment No 35: Article 9 (Liberty and security of person)', CCPR/C/GC/35, 10 December 2014
- Human Rights Committee, 'Information Received from the United Kingdom of Great Britain and Northern Ireland on the Implementation of the Concluding Observations of the Human Rights Committee', CCPR/C/GBR/CO/6/Add.1, 3 November 2009
- Human Rights Committee, 'Periodic Report of States Parties: Australia', CCPR/C/AUS/5, 19 February 2008
- Human Rights Committee, 'Second Periodic Report: Israel', CCPR/C/ISR/2001/2, 4 December 2001
- Human Rights Committee, 'Second Periodic Report: Nepal', CCPR/C/NPL/2, 8 June 2012
- Human Rights Committee, 'Selected Decisions of the Human Rights Committee under the Optional Protocol: Volume II' (1985), CCPR/C/OP/1
- Human Rights Committee, 'Third Periodic Report: Azerbaijan', CCPR/C/AZE/3, 10 December 2007
- Human Rights Committee, 'Third Periodic Report: Democratic Republic of the Congo', CCPR/C/COD/2005/3, 3 May 2005
- Human Rights Committee, 'Third Periodic Report: United States of America', CCPR/C/USA/3, 28 November 2005
- Human Rights Council, 'Human Rights in Palestine and Other Occupied Arab Territories: Report of the United Nations Fact-Finding Mission on the Gaza Conflict', A/HRC/12/48, 25 September 2009
- Human Rights Council, 'Report of 7 Special Rapporteurs: Mission to Lebanon and Israel (7–14 September 2006)', A/HRC/2/7, 2 October 2006
- Human Rights Council, 'Report of the High Commissioner on the Situation of Human Rights and the Activities of Her Office in the Democratic Republic of the Congo', A/HRC/10/58, 1 March 2009
- Human Rights Council, 'Report of the Independent International Commission of Inquiry on the Syrian Arab Republic', UN Doc A/HRC/21/50, 16 August 2012
- Human Rights Council, 'Report of the International Commission of Inquiry to Investigate All Alleged Violations of International Human Rights Law in the Libyan Arab Jamahiriya', UN Doc A/HRC/17/44, 1 June 2011
- Human Rights Council, 'Report of the Special Rapporteur on Extrajudicial, Summary or Arbitrary Executions, Philip Alston: Study on Targeted Killings', A/HRC/14/24/Add.6, 28 May 2010
- Human Rights Council, 'Report of the Special Rapporteur on the Promotion and Protection of Human Rights and Fundamental Freedoms While Countering Terrorism: Mission to the United States of America', A/HRC/6/17/Add.3 (22 November 2007)
- Human Rights Council, 'Report of the Working Group on Arbitrary Detention: Addendum, Mission to Colombia (1 to 10 October 2008)', A/HRC/10/21/Add.3, 16 February 2009
- Human Rights Council, 'Report of the Working Group on the Universal Periodic Review: United States of America', A/HRC/16/11, 4 January 2011
- Human Rights Council, 'Arbitrary Detention', Res 6/4, 28 September 2007

- Human Rights Council, 'Third Joint Report of Seven United Nations Experts on the Democratic Republic of the Congo', A/HRC/16/68, 3 March 2011
- Human Rights Council, 'Universal Periodic Review: United States of America', UN Doc A/HRC/WG.6/9/USA/1, 23 August 2010
- 'Report of the International Commission of Inquiry on Darfur to the Secretary-General', S/2005/60, 1 February 2005
- UN Assistance Mission for Iraq, 'Human Rights Report: 1 April—30 June 2007'
- UN Commission on Human Rights, 'Extrajudicial, Summary or Arbitrary Executions: Report of the Special Rapporteur, Philip Alston', E/CN.4/2005/7, 22 December 2004
- UN Commission on Human Rights, 'Extrajudicial, Summary or Arbitrary Executions: Report of the Special Rapporteur, Philip Alston: Mission to Sri Lanka', UN Doc E/CN.4/2006/53/Add.5, 27 March 2006
- UN Commission on Human Rights, 'Letter dated 14 April 2003 from the Chief of Section, Political and Specialized Agencies, of the Permanent Mission of the United States of America to the United Nations Office at Geneva Addressed to the Secretariat of the Commission on Human Rights', UN Doc E/CN.4/2003/G/80, 22 April 2003
- UN Commission on Human Rights, 'Report on the Situation of Human Rights in the Democratic Republic of the Congo, Submitted by the Special Rapporteur, Mr. Roberto Garretón, in Accordance with Commission on Human Rights Resolution 2000/15', E/CN.4/2001/40, 1 February 2001
- UN Commission on Human Rights, 'Report of the Working Group on Arbitrary Detention', E/CN.4/2004/3, 15 December 2003
- UN Commission on Human Rights, 'Report of the Working Group on Arbitrary Detention', E/CN.4/2006/7, 12 December 2005
- UN Commission on Human Rights, 'Report of the Working Group on Involuntary or Enforced Disappearances: Mission to Nepal', E/CN.4/2005/65/Add.1, 28 January 2005
- UN Commission on Human Rights, Arbitrary Detention, Res 2004/39, 19 April 2004
- UN Commission on Human Rights, 'Situation of Detainees at Guantanamo Bay', E/CN.4/2006/120, 27 February 2006
- UN Commission on Human Rights, 'Situation of Human Rights in Sudan', E/CN.4/1994/48, 1 February 1994
- UN Commission on Human Rights, 'The Siracusa Principles on the Limitation and Derogation Provisions in the International Covenant on Civil and Political Rights', E/CN.4/1985/4, 28 September 1984
- UN Department of Economic and Social Affairs, 'Study of the Right of Everyone to be Free from Arbitrary Arrest, Detention and Exile', UN Doc E/CN.4/826 Rev 1 (1964)
- UN General Assembly, 'Report of the Special Rapporteur on the Situation of Human Rights in the Democratic Republic of the Congo Pursuant to General Assembly Resolution 53/160 and Commission on Human Rights Resolution 1999/56', A/54/361, 17 September 1999
- UN Office of the High Commissioner for Human Rights, *Nepal Conflict Report: An Analysis of Conflict-Related Violations of International Human Rights Law and International Humanitarian Law between February 1996 and 21 November 2006* (OHCHR, Geneva 2012)
- UN Secretary-General, 'Report on Information Submitted by Governments Pursuant to Sub-Commission Res 7 (XXVII) of 20 August 1974', E/CN.4/Sub.2/1990/20, 19 July 1990
- UN Security Council, 'Presidential Statement on the Situation Concerning the DRC', S/PRST/2008/38, 21 October 2008

- UN Security Council, 'Report of Secretary-General Pursuant to Paragraph 30 of Resolution 1546 (2004)', S/2005/373, 7 June 2005
- UN Security Council, 'Second Report of the Secretary-General on United Nations Mission in the Democratic Republic of the Congo', S/2000/330, 18 April 2000
- UN Security Council, Statement by the President of the Security Council, S/PRST/2013/15, 2 October 2013
- UN Security Council, 'Verbatim Record, Statement by Bangladesh (16 November 1992)', UN Doc S/PV.3137
- UN Working Group on Arbitrary Detention, 'Deliberation No 9 Concerning the Definition and Scope of Arbitrary Deprivation of Liberty under Customary International Law' in Human Rights Council, 'Report of the Working Group on Arbitrary Detention', A/HRC/22/44, 24 December 2012
- UN Working Group on Arbitrary Detention, 'Fact Sheet 26', <<http://www.ohchr.org/Documents/Publications/FactSheet26en.pdf>> accessed 19 April 2012
- UN Working Group on Arbitrary Detention, 'United Nations Basic Principles and Guidelines on Remedies and Procedures on the Right of Anyone Deprived of their Liberty to Bring Proceedings before a Court', A/HRC/30/xx (unedited version), 4 May 2015

#### INTERNATIONAL LAW COMMISSION (ILC) DOCUMENTS

- Guiding Principles Applicable to Unilateral Declarations of States Capable of Creating Legal Obligations with Commentaries Thereto [2006] Ybk of the ILC, Volume II, Part II
- Provisional Summary Record of the 3225th Meeting (17 July 2014), A/CN.4/SR.3225, 18 September 2014
- Report of the International Law Commission (ILC) to the General Assembly on its Second Session, 5 June–29 July 1950, Document A/1316 [1950] Ybk of the ILC, Vol II
- Report of the Study Group of the International Law Commission, 'Fragmentation of International Law: Difficulties Arising from the Diversification and Expansion of International Law', Finalized by Martti Koskenniemi, 13 April 2006, A/CN.4/L.682
- Report of the Work of its Sixty-Sixth Session (5 May to 6 June and 7 July to 8 August 2014), Official Records, Sixty-Ninth Session, Supp No 10 (A/69/10)
- Second Report on Identification of Customary International Law by Michael Wood, Special Rapporteur, A/CN.4/672, 22 May 2014
- Second Report on Subsequent Agreements and Subsequent Practice in Relation to the Interpretation of Treaties by Georg Nolte, Special Rapporteur, A/CN.4/671, 26 March 2014

#### MILITARY DOCTRINE

- Canada, Joint Doctrine Manual: Law of Armed Conflict at the Operational and Tactical Levels (Office of the Judge Advocate General, Ottawa, 2001)
- Canada, Prisoner of War Status Determination Regulations, SOR/91-134, 25 January 1991
- Judge Advocate General (Canada), Law of Armed Conflict at the Operational and Tactical Levels (Office of the Judge Advocate General, Ottawa 2001)
- Netherlands Ministry of Defence, Netherlands Defence Doctrine (2013)

- UK Ministry of Defence, Joint Doctrine Publication 1-10: Captured Persons (CPERS) (3rd edn, Ministry of Defence, Shrivenham 2015)
- UK Ministry of Defence, Joint Doctrine Publication 1-10: Prisoners of War, Internees and Detainees (Ministry of Defence, Shrivenham 2006)
- UK Ministry of Defence, The Manual of the Law of Armed Conflict (OUP, Oxford 2004)
- United States Army Field Manual, FM 27-10: The Law of Land Warfare (Department of the Army, Washington, DC 1956)
- United States Army Judge Advocate General's Legal Center and School, Law of Armed Conflict Deskbook (Charlottesville 2014)
- United States Army Regulation 190–8, Enemy Prisoners of War, Retained Personnel, Civilian Internees and Other Detainees (Departments of the Army, Navy, Air Force and Marine Corps, Washington, DC 1997)
- The White House (Office of the Press Secretary), 'Fact Sheet: New Actions on Guantanamo and Detainee Policy' (7 March 2011)

#### AFRICAN COMMISSION ON HUMAN AND PEOPLES' RIGHTS DOCUMENTS

- Principles and Guidelines on the Right to a Fair Trial and Legal Assistance in Africa, adopted at 33rd session in Niamey, Niger, 29 May 2003

#### INTER-AMERICAN COMMISSION ON HUMAN RIGHTS (IACIHR) DOCUMENTS

- IACiHR, 'Annual Report: 1976', OAS Doc. OEA/Ser.L/V/II.40, Doc. 5 corr. 1 of 7 June 1977
- IACiHR, 'Report on Terrorism and Human Rights', OEA/Ser.L/V/II.116 Doc. 5 rev. 1 corr., 22 October 2002
- IACiHR, 'Third Report on the Human Rights Situation in Colombia' (26 February 1999) OEA/Ser.L/V/II.102 Doc 9 rev 1

#### TRAVAUX PRÉPARATOIRES OF KEY IHL TREATIES

- Conference of Government Experts on the Reaffirmation and Development of International Humanitarian Law Applicable in Armed Conflicts, Volume V: Protection of Victims of Non-International Armed Conflicts* (ICRC, Geneva 1971)
- Final Record of the Diplomatic Conference of Geneva of 1949: Vol I* (ICRC, 1963)
- Final Record of the Diplomatic Conference of Geneva of 1949: Vol II, Section A* (ICRC, 1963)
- Final Record of the Diplomatic Conference of Geneva of 1949: Vol II, Section B* (ICRC, 1963)
- Final Record of the Diplomatic Conference of Geneva of 1949: Vol III* (ICRC, 1963)
- Official Records of the Diplomatic Conference on the Reaffirmation and Development of International Humanitarian Law Applicable in Armed Conflicts (Geneva 1974–77): Volume V* (Federal Political Department, Bern 1978)
- Official Records of the Diplomatic Conference on the Reaffirmation and Development of International Humanitarian Law Applicable in Armed Conflicts, Geneva (1974–1977): Volume VII* (Federal Political Department, Bern 1978)

- Official Records of the Diplomatic Conference on the Reaffirmation and Development of International Humanitarian Law Applicable in Armed Conflicts, Geneva (1974–1977): Volume VIII* (Federal Political Department, Bern 1978)
- Remarks and Proposals Submitted by the International Committee of the Red Cross: Documents for the Consideration of Governments Invited by the Swiss Federal Council to Attend the Diplomatic Conference at Geneva (April 21, 1949)* (ICRC, Geneva 1949)
- Report on the Work of the Conference of Government Experts for the Study of the Conventions for the Protection of War Victims: Geneva, April 14–26, 1947* (ICRC, Geneva 1947)

#### NON-GOVERNMENTAL AND CIVIL SOCIETY ORGANIZATIONS

- American Law Institute, *Restatement (Third): The Foreign Relations Law of the United States, Vol II* (ALI, St Paul 1987)
- Amnesty International, 'DRC: Deadly Alliances in Congolese Forests', 3 December 1997, AFR 62/033/1997, 27–31
- Human Rights Watch, *Legal Limbo: The Uncertain Fate of Detained LTTE Suspects in Sri Lanka* (HRW, New York 2010)
- Human Rights Watch (Report), 'Untold Miseries: Wartime Abuses and Forced Displacement in Burma's Kachin State' (20 March 2012)
- Human Rights Watch, 'Sri Lanka: "Bait and Switch" on Emergency Law' (7 September 2011)
- Human Rights Watch, 'Up in Flames: Humanitarian Law Violations and Civilian Victims in the Conflict Over South Ossetia', 1-56432-427-3 (January 2009)
- Institut de Droit International*, 'The Application of International Humanitarian Law and Fundamental Human Rights in Armed Conflicts, in which Non-State Entities are Parties' (Session of Berlin –1999)
- International Commission of Jurists, *Nepal: The Rule of Law Abandoned* (ICJ, Geneva 2005)
- International Committee of the Red Cross, 'Internment in Armed Conflict: Basic Rules and Challenges' (Opinion Paper, Nov 2014)
- International Committee of the Red Cross, 'Nepal' in ICRC, *Annual Report 2006* (ICRC, May 2007)
- International Committee of the Red Cross, Report of the 31st International Conference of the Red Cross and Red Crescent, 'IHL and the Challenges of Contemporary Armed Conflicts', October 2011
- International Committee of the Red Cross, *Report on the Practice of Colombia* (1998)
- International Committee of the Red Cross, *Report on the Practice of France* (1999)
- International Committee of the Red Cross, *Report on the Practice of India* (1997)
- International Committee of the Red Cross, *Report on the Practice of Nigeria* (1997)
- International Committee of the Red Cross, *Report on US Practice* (1997)
- International Committee of the Red Cross, 'Sri Lanka' in ICRC, *Annual Report 2008* (ICRC, May 2009)
- International Committee of the Red Cross, 'Sri Lanka' in ICRC, *Annual Report 2009* (ICRC, May 2010)
- International Committee of the Red Cross, 'Sri Lanka' in ICRC, *Annual Report 2011* (ICRC, May 2012)
- International Committee of the Red Cross, Strengthening Legal Protection for Persons Deprived of their Liberty in Relation to Non-International Armed Conflict, Regional Consultations 2012–13: Background Paper (undated)

## OTHER MULTILATERAL DOCUMENTS

- African Parliamentary Conference on International Humanitarian Law for the Protection of Civilians during Armed Conflict, Niamey, 18–20 February 2002, Final Declaration
- Cooperation Council for the Arab States of the Gulf, 13th Session, Abu Dhabi, 21–3 December 1992, Final Communiqué, annexed to Letter dated 24 December 1992 from the UAE to the UN Secretary-General, UN Doc A/47/845-S/25020, 30 December 1992
- ‘The Copenhagen Process on the Handling of Detainees in International Military Operations, The Copenhagen Process: Principles and Guidelines’ with Chairman’s Commentary (October 2012)
- Declaration of Minimum Humanitarian Standards Adopted by an Expert Meeting Convened by the Institute for Human Rights, Abo Akademi University, Turku, Finland, 2 December 1990
- ‘Report of the Independent International Fact-Finding Mission on the Conflict in Georgia: Volume II’, September 2009

AGREEMENTS BETWEEN STATES  
AND NON-STATE ARMED GROUPS

- Abidjan Peace Agreement between the Government of Sierra Leone and the Revolutionary United Front (30 November 1996)
- Comprehensive Agreement on Respect for Human Rights and International Humanitarian Law between the Government of the Republic of the Philippines and the National Democratic Front of the Philippines (signed 16 March 1998 in The Hague, Netherlands)
- Darfur Peace Agreement between the Government of the Sudan, the Sudan Liberation Movement/Army and the Justice and Equality Movement (done at Abuja, Nigeria, 5 May 2006)
- ‘Document 9: Note Verbale dated 14 August 1990 from El Salvador transmitting text of the Agreement on Human Rights signed at San José, Costa Rica, on 26 July 1990 between the Government of El Salvador and the Frente Farabundo Martí para la Liberación Nacional (FMLN), A/44/971-S/21541, 16 August 1990’ in UN, *The United Nations and El Salvador: 1990–1995* (The UN Blue Book Series Volume IV, 1995)
- Peace Accords between the Government of Angola and UNITA (Bicesse Accords), annexed to Letter dated 17 May 1991 from the Chargé d’affaires a.i. of the Permanent Mission of Angola to the UN addressed to the UN Secretary General, UN Doc S/22609 (17 May 1991)

## UNILATERAL ACTS OF NON-STATE ARMED GROUPS

- Communist Party of Nepal-Maoist, Public Legal Code 2060 (2003/04)
- LTTE, Tamil Eelam Child Protection Act (Act No 3 of 2006)
- Manual, National Transitional Council, Libya (19 May 2011)
- Political Programme of the Ogaden National Liberation Front (Ethiopia)

## COALITION PROVISIONAL AUTHORITY (IRAQ)

- Coalition Provisional Authority, Memorandum No 3 (Revised), CPA/MEM/27, June 2004/03

## OTHER DOMESTIC DOCUMENTS

- Australia Permanent Mission to the UN Geneva, Australian Response to UN Working Group on Arbitrary Detention's Draft Principles and Guidelines on remedies and procedures on the right of anyone deprived of his or her liberty, Note 23/2015, 17 March 2015
- The Baha Mousa Public Inquiry, 'Closing Submissions on Modules 1– 3 on Behalf of the Ministry of Defence', 25 June 2010
- Human Rights Committee, 'Draft General Comment No. 35, Article 9: Liberty and Security of Person, Comments by the Government of Canada', 6 October 2014
- Human Rights Committee, 'Japan's Comments on the draft General Comment No 35 on Article 9 of the International Covenant on Civil and Political Rights' (undated)
- Human Rights Committee, 'Observations by the Government of the United Kingdom of Great Britain and Northern Ireland on draft General Comment 35 on Article 9 of the International Covenant on Civil and Political Rights (ICCPR) – liberty and security of person' (undated)
- Human Rights Committee, 'Observations of Ireland on the draft General Comment No 35, Article 9: Liberty and security of person', 30 May 2014
- Human Rights Committee, 'Observations of the United States of America on the Human Rights Committee's Draft General Comment 35: Article 9', 10 June 2014
- Koh, HH, 'The Obama Administration and International Law', Remarks at the Annual Meeting of ASIL, Washington, DC, 25 March 2010
- UN Working Group on Arbitrary Detention, 'Germany's comments on the "Draft Principles and Guidelines on remedies and procedures on: The right of anyone deprived of his or her liberty by arrest or detention to bring proceedings before a court without delay, in order that the court may decide without delay on the lawfulness of his or her detention and order his or her release if the detention is not lawful"' (undated)
- UN Working Group on Arbitrary Detention, 'Permanent Mission of Greece Geneva: Note Verbale', Ref No 6171.71/ 13/ 550, 31 March 2015
- US Department of Justice White Paper, 'Lawfulness of a Lethal Operation Directed Against a U.S. Citizen Who is a Senior Operational Leader of Al-Qa'ida or An Associated Force' (undated; made public on 4 February 2013)