

# Yearbook of International Humanitarian Law

Volume 14

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Michael N. Schmitt  
General Editor

Louise Arimatsu  
Managing Editor

# Yearbook of International Humanitarian Law Volume 14, 2011

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In order to make the Correspondents' Reports more timely and widely accessible, the Editors are pleased to announce that these Reports will henceforth be available online at [www.asser.nl/YIHL/correspondentsreports](http://www.asser.nl/YIHL/correspondentsreports). This brings the added benefit of making them fully searchable, thereby more easily serving the needs of scholars and practitioners.

The editors wish to extend a special thanks to Hemeeni Mistry for her assistance in the production of this volume.

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# Abbreviations

AALCO	Asian-African Legal Consultative Organization
Abl.	Amtsblatt
AC	Appeal Cases
ACTR	Australian Capital Territory Reports
AD	Annual Digest of Public International Law Cases
Adelaide LR	Adelaide Law Review
ADF	Australian Defence Force
AFDI	Annuairefrançais de droit international
AFRC	Armed Forces Revolutionary Council (Sierra Leone)
African HRLJ	African Human Rights Law Journal
African JI & CL	African Journal of International and Comparative Law
African YIHL	African Yearbook on International Humanitarian Law
Air Force LR	Air Force Law Review
Air LR	Air Law Review
Airpower J	Airpower Journal
Air Univ. Rev.	Air University Review
AJCL	American Journal of Comparative Law
AJIL	American Journal of International Law
AJLP	Australian Journal of Legal Philosophy
Albany LR	Albany Law Review
All ER	All England Law Reports
ALR	Australian Law Reports
Amer. Crim. LR	American Criminal Law Review
Amer. Univ. JIL & Pol.	American University Journal of International Law and Policy

Amer. Univ. ILJ	American University International Law Journal
Amer. Univ. ILR	American University International Law Review
Amer. Univ. LR	American University Law Review
AMISOM	African Union Mission to Somalia
ANA	Afghanistan National Army
AP	Additional Protocol
AP	Associated Press
APL(s)	Anti-personnel landmine(s)
ARABSAT	Arab Satellite Communications Organization
Arizona JI & CL	Arizona Journal of International and Comparative Law
Army Law.	The Army Lawyer
ASEAN	Association of South East Asian Nations
ASF	African Standby Force
ASIL Proc.	American Society of International Law Proceedings
ATCA	Alien Tort Claims Act (USA)
ATT	Arms Trade Treaty
AU	African Union
AMIB	African Union Mission in Burundi
AMIS	African Union Mission in Sudan
AMISOM	African Union Mission in Somalia
Australian YIL	Australian Yearbook of International Law
Austrian JPIL	Austrian Journal for Public International Law
Austrian Rev. Int. & Eur. L	Austrian Revue of International and European Law
AVM	Anti-vehicle landmine
Berkeley JIL	Berkeley Journal of International Law
B.O.	Boletín Oficial de la República Argentina
BGBI	Bundesgesetzblatt
BGH	Bundesgerichtshof
Boston Univ. ILJ	Boston University International Law Journal
Boston College Int. & Comp. LR	Boston College International and Comparative Law Review
Brooklyn JIL	Brooklyn Journal of International Law
BTF	Balkans Task Force
BverfGE	Bundesverfassungsgericht
BYIL	British Yearbook of International Law

California LR	California Law Review
Calif. Western ILJ	California Western International Law Journal
Can. JL & Jur.	Canadian Journal of Law and Jurisprudence
Canadian YIL	Canadian Yearbook of International Law
CardozoLR	Cardozo Law Review
Case Western Reserve JIL	Case Western Reserve Journal of International Law
Catholic Univ. LR	Catholic University Law Review
CCW	Convention on Certain Conventional Weapons
CD	Conference on Disarmament
CDF	Civil Defence Forces (Sierra Leone)
CENTCOM	Central Command
Chicago JIL	Chicago Journal of International Law
Chinese JIL	Chinese Journal of International Law
CHR (UN)	Centre for Human Rights
CIA	Central Intelligence Agency
CICC	Coalition for the International Criminal Court
CICR	Comité International de la Croix Rouge
CID	Criminal Investigation Division
CIS	Commonwealth of Independent States
CIVPOL	Civilian Police
CLA	Chief Legal Advisor
CLJ	Criminal Law Journal
CLR	Commonwealth Law Reports
CMAC	Court Martial Appeal Court
Cmnd.	Command Paper
Columbia HRLR	Columbia Human Rights Law Review
Columbia JTL	Columbia Journal of Transnational Law
Columbia LR	Columbia Law Review
Connecticut JIL	Connecticut Journal of International Law
Cornell ILJ	Cornell International Law Journal
Cr. App. R	Criminal Appeals Reports
CRC	Convention on the Rights of the Child
Criminal LF	Criminal Law Forum
Criminal LR	Criminal Law Review
CSP	Conference of States Parties
CTBT	Comprehensive Test Ban Treaty
CTED	Counter-Terrorism Committee Executive Directorate
CTS	Commonwealth Treaty Series
CWC	Chemical Weapons Convention

DalhousieLJ	Dalhousie Law Journal
Denver JIL & Pol.	Denver Journal of International Law and Policy
DLR	Dominion Law Reports
DMU	Detainee Management Unit
DoD	Department of Defense (USA)
Drake LR	Drake Law Review
DRC	Democratic Republic of Congo
Duke JCIL	Duke Journal of Comparative and International Law
ECCAS	Economic Community of Central African States
ECCC	Extraordinary Chambers in the Courts of Cambodia
ECHR Rep.	European Convention on Human Rights Reports
ECHR	European Convention on Human Rights
ECOMOG	ECOWAS Cease-Fire Monitoring Group
ECOSOC	United Nations Economic and Social Council
ECOWAS	Economic Community of West African States
ECtHR	European Court on Human Rights
EECC	Eritrea-Ethiopia Claims Commission
EHRH	European Human Rights Reports
Emory ILR	Emory International Law Review
EJIL	European Journal of International Law
ERW	Explosive Remnants of War
EU	European Union
Eur. Ct. HR	European Court of Human Rights
EUFOR	European Union Force
Eur. Comm. HR	European Commission of Human Rights
Eur. J Crime, Crim. L & Crim. Jus.	European Journal of Crime, Criminal Law and Criminal Justice
Ex D	Exchequer Digest
F	Federal
F Supp.	Federal Supplement
FARDC	Armed Forces of the Democratic Republic of the Congo
FCJ	Federal Court of Justice (Canada)
FCR	Federal Court Reports
FDC	Force Detention Centre
FDTL	East Timorese Defence Force
Fed. Reg.	Federal Register (United States)

Fed. Rep.	Federal Reporter
Finnish YIL	Finnish Yearbook of International Law
FNI	Front des Nationalistes et Intégrationnistes (Congo)
Fordham ILJ	Fordham International Law Journal
Fordham LR	Fordham Law Review
FPLC	Forces Patriotiques pour la Libération du Congo
FRETILIN	Frente Revolucionaria Timor Lest Independence
FRPI	Force de Résistance Patriotique en Ituri (Congo)
FRY	Federal Republic of Yugoslavia
FYROM	Former Yugoslav Republic of Macedonia
GA	General Assembly (United Nations)
GAOR	General Assembly Official Records
GA Res.	General Assembly Resolution (United Nations)
GC	Geneva Conventions
Georgetown Int. Environ. LR	Georgetown International Environmental Law Review
Georgetown JIL	Georgetown Journal of International Law
Georgia JI & Comp. L	Georgia Journal of International and Comparative Law
German LJ	German Law Journal
GR2P	Global Responsibility to Protect
GWILR	The George Washington International Law Review
GWJIL and Econ.	The George Washington Journal of International Law and Economics
GU	Gazzetta Ufficiale (Italian Official Gazette)
GYIL	German Yearbook of International Law
Hague YIL	Hague Yearbook of International Law
Harvard ILJ	Harvard International Law Journal
Harvard JHR	Harvard Journal of Human Rights
Harvard JL & Pub. Pol.	Harvard Journal of Law & Public Policy
Harvard JOL	Harvard Journal on Legislation
Harvard LR	Harvard Law Review
Harvard NSJ	Harvard National Security Journal
HCJ	High Court of Justice
HRLJ	Human Rights Law Journal
HRLR	Human Rights Law Review
HRQ	Human Rights Quarterly

I/A Court HR	Inter-American Court of Human Rights
I/A Comm. HR	Inter-American Commission on Human Rights
I/A YBHR	Inter-American Yearbook on Human Rights
ICA	International Council on Archives
ICBL	International Campaign to Ban Landmines
ICBS	International Committee of the Blue Shield
ICC	International Criminal Court
ICCPR	International Covenant on Civil and Political Rights
ICCROM	International Centre for the Study of the Preservation and Restoration of Cultural Property
ICISS	International Commission on Intervention and State Sovereignty
ICJ	International Court of Justice
ICJ Rep.	International Court of Justice Reports
ICLR	International Criminal Law Review
ICLQ	International and Comparative Law Quarterly
ICOM	International Council of Museums
ICOMOS	International Council on Monuments and Sites
ICRC	International Committee of the Red Cross
ICRtoP	International Coalition for the Responsibility to Protect
ICTR	International Criminal Tribunal for Rwanda
ICTY	International Criminal Tribunal for the former Yugoslavia
IDR	International Defense Review
IFLA	International Federation of Library Association and Institutions
IFOR	Implementation Force
IHL	International Humanitarian Law
IJLM	International Journal of Legal Medicine
IJRL	International Journal of Refugee Law
ILASJI & Comp. L	ILAS Journal of International and Comparative Law
ILC	International Law Commission
ILC Yearbook	Yearbook of the International Law Commission
ILM	International Legal Materials
ILR	International Law Reports

IMO	International Maritime Organization
IMT	International Military Tribunal (in Nuremberg)
IMTFE	International Military Tribunal for the Far East (in Tokyo)
Indian JIL	Indian Journal of International Law
Indiana I & Comp. LR	Indiana International & Comparative Law Review
INTELSAT	International Telecommunications Satel- lite Organization
Int. LF	International Law Forum
INTERFET	International Force in East Timor
IRA	Irish Republican Army
Iran-US CTR	Iran-United States Claims Tribunal Reports
IRRC	International Review of the Red Cross
ISAF	International Security Assistance Force
Israel LR	Israel Law Review
Israel YB	Israel Yearbook
Israel YB HR	Israel Yearbook on Human Rights
IYIL	Italian Yearbook of International Law
JAMA	Journal of the American Medical Association
J Armed Conflict L	Journal of Armed Conflict Law
JCSL	Journal of Conflict and Security Law
JICL	Journal of International and Comparative Law
JIL & Prac.	Journal of International Law and Practice
J Int. Criminal Justice	Journal of International Criminal Justice
JPI	Judicial Police Inspectors
J Trans. L & Pol.	Journal of Transnational Law & Policy
J Trauma	The Journal of Trauma
KFOR	Kosovo Force
KLA	Kosovo Liberation Army
LAS	League of Arab States
Leiden JIL	Leiden Journal of International Law
LNTS	League of Nations Treaty Series
LOAC	Law of Armed Conflict
Loy. LA I & CLJ	Loyola of Los Angeles International and Comparative Law Journal
Loyola I & CLJ	Loyola International and Comparative Law Journal
LQR	Law Quarterly Review

Maryland JIL & T	Maryland Journal of International Law and Trade
MCC	Military Criminal Code
Melbourne JIL	Melbourne Journal of International Law
Melbourne Univ. LR	Melbourne University Law Review
Michigan JIL	Michigan Journal of International Law
Michigan LR	Michigan Law Review
Mil. LR	Military Law Review
MINURCAT	United Nations Mission in the Central African Republic and Chad
MINURSO	United Nations Mission for the Referendum in Western Sahara
MINUSTAH	United Nations Stabilization Mission in Haiti
MLR	Modern Law Review
MNF	Multinational Force
MonashLR	Monash Law Review
MoniteurBelge	Belgian Official Parliamentary Journal
MONUC	United Nations Mission in the Democratic Republic of Congo
Moscow JIL	Moscow Journal of International Law
MPYBUNL	Max Planck Yearbook of United Nations Law
MPYIL	Max Planck Yearbook of International Law
MRT	Militair Rechtelijk Tijdschrift
NATO	North Atlantic Treaty Organisation
Naval LR	Naval Law Review
NCOs	Non-Commissioned Officers
Nebraska LR	Nebraska Law Review
New England LR	New England Law Review
NGO	Non-Governmental Organisation
NILR	Netherlands International Law Review
NJ	Nederlandse Jurisprudentie
NLA	Albanian National Liberation Army
NLR	Naval Law Review
Nordic JIL	Nordic Journal of International Law
North Carolina LR	North Carolina Law Review
Northwestern JIHR	Northwestern Journal of International Human Rights
Northwestern Univ. LR	Northwestern University Law Review
Notre Dame JL	Notre Dame Journal of Law
Notre Dame LR	Notre Dame Law Review
NPC	New Penal Code



NQHR	Netherlands Quarterly of Human Rights
NYIL	Netherlands Yearbook of International Law
NY Univ. JIL & Pol.	New York University Journal of International Law and Politics
NY Univ. LR	New York University Law Review
NZLR	New Zealand Law Review
ÖAD	Österreichische Außenpolitische Dokumentation
OAS	Organization of American States
OECS	Organization of Eastern Caribbean States
OEF	Operation Enduring Freedom (Afghanistan)
OIF	Operation Iraqi Freedom
ONU	Organisation des Nations Unies
ONUB	United Nations Operation in Burundi
ONUC	United Nations Operation in the Congo
OPCW	Organisation for the Prohibition of Chemical Weapons
OSA	Operational Support Arrangement
OTP	Office of the Prosecutor (of the ICTR and/or ICTY)
Palestine YIL	Palestine Yearbook of International Law
PCIJ	Permanent Court of Justice
PD	Probate Division, English Law Reports
Penn. State ILR	Pennsylvania State International Law Review
PKF	Peace Keeping Force
PMG	Peace Monitoring Group
POC	Protection of Civilians
POW	Prisoner of War
Proc. ASIL	Proceedings of the American Society of International Law
QB	Queen's Bench
RBDI	Revue Belgededroit international
RDI	Rivista di diritto internazionale
RDPC	Revue de droit pénal et decriminologie
Recueil des Cours	Collected Courses of the Hague Academy of International Law
RGDIP	Revue générale de droit international public
RIAA	Reports of International Arbitral Awards
RICR	Revue International de la Croix Rouge
RPF	Rwandan Patriotic Front

RQDI	Revue Québécoise de Droit International
RSC	Rules of the Supreme Court
RSCDPC	Revue de science criminelle et de droit pénal comparé
RSDIE	Revue Suissede droit international et de droit européen
RSK	Republic of Serbian Krajina
RUF	Revolutionary United Front (Sierra Leone)
Rutgers LR	Rutgers Law Review
R2P-RtoP	Responsibility to Protect
SADC	South African Development Community
San Diego LR	San Diego Law Review
SASC	South African Security Council
Saskatchewan LR	Saskatchewan Law Review
SC	Security Council
SC CTC	Security Council's Counter-Terrorism Committee
SCOR	Security Council Official Records
SC Res.	Security Council Resolution
SCR	Supreme Court Reports
S. Ct.	Supreme Court Reporter (United States)
SCU	Serious Crimes Unit
SFOR	Stabilization Force
SFRY	Socialist Federal Republic of Yugoslavia
SG	Secretary-General
SIPRI	Stockholm International Peace Research Institute
SOFA	Status of Force Agreement
South African YIL	South African Yearbook of International Law
South Texas LR	South Texas Law Review
Stanford JIL	Stanford Journal of International Law
Stanford JIR	Stanford Journal of International Relations
Stanford LR	Stanford Law Review
Syracuse JIL & Com.	Syracuse Journal of International Law & Commerce
SZIER	Schweizerische Zeitschrift für internationales und europäisches Recht
Tel Aviv Univ. LR	Tel Aviv University Law Review
Temple LR	Temple Law Review
Tennessee LR	Tennessee Law Review
Texas ILJ	Texas International Law Journal
Texas LR	Texas Law Review

TFG	Transitional Federal Government (Somalia)
TIAS	Treaties and other International Acts Series
Tilburg For. LR	Tilburg Foreign Law Review
TLPS	Timorese Police Force
Transn. L & Contemp. Probs.	Transnational Law and Contemporary Problems
TRC Report	Truth and Reconciliation Commission Report (South African)
Tulane JI & Comp. L	Tulane Journal of International & Comparative Law
Tulsa J Comp. & IL	Tulsa Journal of Comparative and International Law
TVF	Trust Fund for Victims
UCLALR	University of California Los Angeles Law Review
UN	United Nations
UNAKRT	United Nations Assistance to the Khmer Rouge Trial
UNAMA	United Nations Assistance Mission in Afghanistan
UNAMET	United Nations Mission in East Timor
UNAMI	United Nations Assistance Mission for Iraq
UNAMID	United Nations/ African Union Hybrid Operation in Darfur
UNAMIR	United Nations Assistance Mission for Rwanda
UNAMSIL	United Nations Mission in Sierra Leone
UNCHR	United Nations Commission on Human Rights
UNCHS	United Nations Centre for Human Settlements
UNCIVPOL	United Nations Civilian Police
UNCTAD	United Nations Conference on Trade and Development
UN Doc.	United Nations Documents Series
UNDOF	United Nations Disengagement Observer Force
UNDP	United Nations Development Programme
UNEF	United Nations Emergency Force (in the Sinai)
UNEP	United Nations Environment Programme

UNESCO	United Nations Educational, Scientific and Cultural Organisation
UNFICYP	United Nations Force in Cyprus
UNGCI	United Nations Guards Contingent in Iraq
UNHCR	United Nations High Commissioner for Refugees
UNHFOR	United Nations Human Rights Field Office in Rwanda
UNICEF	United Nations (International) Children's (Emergency) Fund
UNIDIR	United Nations Institute for Disarmament Research
UNIFEM	United Nations Development Fund for Women
UNIFIL	United Nations Interim Force in Lebanon
UNIIMOG	United Nations Iran/Iraq Military Observer Group
UNIKOM	United Nations Iraq/Kuwait Observer Mission
UNIPSIL	United Nations Integrated Peacebuilding Office in Sierra Leone
UNITAF	United Nations Unified Task Force
UNITAF	United Nations Task Force (in Somalia)
UNMEE	United Nations Mission in Ethiopia and Eritrea
UNMIL	United Nations Mission in Liberia
UNMIN	United Nations Mission in Nepal
UNMIS	United Nations Mission in Sudan
UNMIT	United Nations Mission in Timor-Leste
UNOCI	United Nations Operations in Côte d'Ivoire
UNOMIG	United Nations Observer Mission in Georgia
UNOMSIL	United Nations Observer Mission in Sierra Leone
UNOSOM	United Nations Operation in Somalia
UNPF	United Nations Peacekeeping Force
UNPOS	United Nations Political Office for Somalia
UNPROFOR	United Nations Protection Force (in Bosnia and Herzegovina)
UNTAC	United Nations Transitional Authority in Cambodia
UNTAET	United Nations Transitional Authority in East Timor
UNTS	United Nations Treaty Series
UNWCC	United Nations War Crimes Commission

Univ. Calif. Davis LR	University of California Davis Law Review
Univ. Chicago LR	University of Chicago Law Review
Univ. Miami I & Comp. LR	University of Miami International & Comparative Law Review
Univ. Pa. J Const. L	University of Pennsylvania Journal of Constitutional Law
Univ. Pitt. LR	University of Pittsburgh Law Review
Univ. Richmond LR	University of Richmond Law Review
USAFJLS	United States Air Force Academy Journal of Legal Studies
Vanderbilt JTL	Vanderbilt Journal of Transnational Law
VCLT	Vienna Convention on the Law of Treaties
Vermont LR	Vermont Law Review
Virginia JIL	Virginia Journal of International Law
Virginia LR	Virginia Law Review
VWU	Victims and Witness Unit of the Registry (Congo)
Wake Forest LR	Wake Forest Law Review
WBR	Wound Ballistics Review
WCR	War Crimes Reports
WHO	World Health Organisation
Whittier LR	Whittier Law Review
Wisconsin ILJ	Wisconsin International Law Journal
WLR	Weekly Law Reports
Yale HR & Dev. LJ	Yale Human Rights & Development Law Journal
Yale JIL	Yale Journal of International Law
Yale LJ	Yale Law Journal
YbEur. Conv. HR	Yearbook of the European Convention of Human Rights
YbILC	Yearbook of the International Law Commission
YIHL	Yearbook of International Humanitarian Law
Yug. Rev. IL	Yugoslav Review of International Law
ZaöRV	Zeitschrift für ausländisches öffentliches Recht und Völkerrecht
ZöR	Zeitschrift für öffentliches Recht