



Legal Considerations for Maritime Peace Support Operations

Cdr Thomas Flavin
Canadian Armed Forces
Office of the Judge Advocate General



1. Overview
2. Command and Control
3. Detainees
4. Information Handling
5. Sexual Exploitation and Abuse
6. Closing Thoughts



- Maritime operations distinguished from land operations
- Peace support operations distinguished from use of force operations
- Implications for legal advisors in planning and conduct of operations

COMMAND and CONTROL



- National and alliance command and control concepts and understandings
- National concurrent missions
- Embarkation of non-nationals for mission duties

DETAINEES



- Advising on when to detain
- Standard of treatment
- Transferring detainees



- Collection of information
- Sharing of information
- Use of information

SEXUAL EXPLOITATION AND ABUSE



- SEA as a problem in peacekeeping operations
- Aspects unique to maritime environment
- Legal measures to prevent SEA in maritime environment



- Peace support operations at sea take place in a setting that is legally complex
- A strong understanding of partners' command and control concepts is critical to effectiveness
- Vigilance for evidence of sexual exploitation and abuse is required in all peacekeeping operations

ADDITIONAL QUESTIONS?



Cdr Thomas Flavin
Assistant Judge Advocate General,
Western Region
Edmonton, Alberta, Canada
780-973-4011 (4492)
Thomas.Flavin@forces.gc.ca