



NEWS FLASH N° 2

Upcoming conferences, seminars, etc. / Annonces de conférences, séminaires, etc.

The Norwegian group of the *International Society for Military Law and the Law of War* will organise a **seminar on Military Procurement and Ethics**, 2-4 March 2011. The themes will be roles and responsibilities for military lawyers, Ministry of Defense lawyers, and civilian outside counsel in:

- investigating equipment failures apparently caused by design defects, upgrade flaws, or other contractor-supervised activities.
- negotiating intellectual property rights, monitoring progress and status, and addressing non-compliance with contractual specifications, schedule, and price in cross-border acquisitions of major defence systems.
- investigating cyber-attacks and determining the appropriate/lawful response to cyber-attacks on a nation's military and commercial infrastructure.

A detailed program will be circulated later.

Du 2 au 4 mars 2011, le **Groupe norvégien de la Société Internationale de Droit Militaire et de Droit de la Guerre** organisera un **séminaire sur les marchés publics de la Défense et l'éthique y afférente**. Les thèmes qui y seront abordés porteront sur le rôle et les responsabilités des juristes militaires, des juristes du Ministère de la Défense et des conseillers juridiques civils externes dans les domaines suivants :

- l'enquête sur les défaillances du matériel apparemment causées par des défauts de conception, des défauts de modernisation ou par d'autres activités placées sous le contrôle du contractant.
- la négociation des droits de propriété intellectuelle, le contrôle de l'évolution et du statut et le traitement des problèmes de non-respect des spécifications contractuelles, du calendrier et des prix dans le cadre d'acquisitions transfrontalières de grands systèmes de défense.
- l'enquête sur les cyber-attaques et la détermination des mesures appropriées/légales prises à l'encontre des cyber-attaques visant les infrastructures militaires et commerciales d'un pays.

Vous recevrez un programme détaillé ultérieurement.

The **Military Prosecutor General's Office of the Republic of Hungary** and the **Hungarian Group of the International Society for Military Law and the Law of War (the Hungarian Society for Military Law and the Law of War)** invite members to attend the **10th International Military Criminal Law Conference** from 8-10 September 2011 at the Hungarian Judicial Training Center in Budapest, Hungary. Registration is required. Hotel rooms are available at reduced rates. For more information, contact COL Laszlo VENCZL /Tel: (+36-1) 311-5888, Mobile: (+36) 30 9713 096, Fax: (+36-1) 354-5691, E-mail: venczl.laszlo@mku.hu/.

Le **Bureau du Procureur Général Militaire de la République de Hongrie** et le **Groupe hongrois de la Société Internationale de Droit Militaire et de Droit de la Guerre (la Société hongroise de droit militaire et droit de la guerre)** invitent les membres à assister à la **10^{ème} Conférence internationale de droit pénal militaire** qui se tiendra du 8 au 10 septembre 2010 au Centre de formation judiciaire hongrois à Budapest, Hongrie. L'inscription est obligatoire. Des chambres d'hôtels sont disponibles à des tarifs réduits. Pour de plus amples renseignements, veuillez prendre contact avec le COL Laszlo VENCZL /Tel: (+36-1) 311-5888, Mobile: (+36) 30 9713 096, Fax: (+36-1) 354-5691, E-mail: venczl.laszlo@mku.hu/.

Please note also that the *International Society for Military Law and the Law of War* is currently organizing an **International Conference on Military Justice**, to be held in Rodos (Greece) from 28 September 2011 to 2 October 2011. Invitations containing detailed information and registration forms will be sent to the members of the Society at a later date.

Veuillez également noter que la *Société Internationale de Droit Militaire et de Droit de la Guerre* organisera une **Conférence Internationale concernant la Justice Militaire**. Cette conférence se tiendra à Rodos (Grèce) du 28 septembre 2011 au 2 octobre 2011. Les invitations contenant de plus amples détails et les formulaires d'inscription seront envoyées aux membres de la Société à une date ultérieure.

Publications of interest / Publications intéressantes

Paul Ducheine & Eric Pouw, *ISAF Operaties in Afghanistan - oorlogsrecht, doelbestrijding in counterinsurgency, ROE, mensenrechten & ius ad bellum*, Wolf Legal Publishers, <http://www.wolfpublishers.com/book.php?id=610>, 2010, ISBN: 978-90-5850-527-9, € 20.

Terry Gill & Dieter Fleck, *The Handbook of the International Law of Military Operations*, Oxford University Press, ukcatalogue.oup.com, 2010, ISBN 978-0-19-954589-6, HB, £95.00. Professor Terry Gill is a member of the Board of Directors of the *International Society for Military Law and the Law of War*. Dr Dieter Fleck is an Honorary President of the *International Society for Military Law and the Law of War*. **Oxford University Press is happy to offer our members a 20% discount to Terry Gill and Dieter Fleck's new book. Members wishing to order the book are invited to contact the General Secretariat of the International Society for Military Law and the Law of War in order to receive their discount code.**

The Hague Prize for International Law 2011

In 2002 The Hague Prize for International Law was launched by The Hague Prize Foundation, The Hague, The Netherlands.

The prize will be awarded every two years to individual(s) and/or organizations who have made - through publications or achievements in the practice of law - a special contribution to the development of public international law, private international law or to the advancement of the rule of law in the world. The prize consists of a special medal and a monetary award of € 50,000.00.

The first three recipients of the Prize were, respectively, Prof. Shabtai Rosenne (2004), for his long and illustrious career as an eminent professor and distinguished diplomat; Prof. M. Cherif Bassiouni (2007), for his important contribution to the rule of law by his work in the field of international criminal justice and his unwavering dedication to the creation of the International Criminal Court; and in 2009 to Dame Rosalyn Higgins, the former President of the International Court of Justice, for her extraordinary contribution to the study and practice of international law. For more than 50 years she has distinguished herself as a legal scholar, barrister, judge, arbitrator and president of the International Court of Justice in The Hague.

The Prize will be awarded for the fourth time on The Peace Day, September 21, 2011. Nominations for the Prize will be accepted until March 1, 2011.

The Board of The Hague Prize Foundation hereby invites anyone to nominate candidates (with a preference for individuals), who deserve such recognition for their contribution to international law.

Reasoned recommendations for nominations should be sent, with a full CV, by 1 March 2011 to Prof. Dr. F.A. Nelissen, Secretary of the Nominating Committee of The Hague Prize Foundation, P.O. Box 30461, 2500 GL The Hague, The Netherlands, or by e-mail: thehagueprize@asser.nl.

Additional information can be found on the website of The Hague Prize at www.thehagueprize.nl.

International Humanitarian Law Student Writing Competition

American University Washington College of Law Center for Human Rights and Humanitarian Law and the American Society of International Law's Lieber Society on the Law of Armed Conflict (ASIL) are pleased to announce the International Humanitarian Law Student Writing Competition. The Competition seeks submissions of academic papers on the topic of international humanitarian law (IHL) from students currently enrolled in a law degree program in the United States or abroad. The purpose of the Competition is to enhance scholarship and deepen understanding among students in this important area of international law. In addition to publishing the winning submissions in an academic journal, the winning authors will be flown to Washington, DC, to present their papers at a conference at American University Washington College of Law focused on emerging issues in IHL with a panel of expert professors and practitioners. Winners also will receive a one-year ASIL student membership.

To be eligible to make a submission, students must be enrolled in a law degree program at a US or foreign law school. Submissions must be unpublished academic papers on a topic within the scope of

international humanitarian law. The deadline for submissions is Monday, 31 January 2011 by 12pm EST.

For detailed rules and submission guidelines, please visit http://www.wcl.american.edu/humright/center/student_ihl_writing_competition.cfm.

Developments / Développements

Extension to Treaty Protecting U.N. Personnel Entered into Force

On 20 July 2010, the U.K. ratified the Optional Protocol to the Convention on Safety of U.N. and Associated Personnel, bringing the total number of states ratifying the treaty within the last four years to twenty-two. With the U.K.'s ratification, the optional protocol entered into on 19 August 2010. The optional protocol protects personnel delivering humanitarian assistance or providing development or political assistance during peace-building programs. The protocol thus extends legal protection of the 1994 convention on this same topic that protected only personnel engaged in peacekeeping operations. Secretary-General Ban Ki-Moon welcomed the news of the protocol's ratification.

(Joseph Hicks)

L'élargissement du Traité relatif à la protection du personnel des Nations Unies est entré en vigueur

Le 20 juillet 2010, le Royaume-Uni a ratifié le Protocole facultatif à la Convention sur la sécurité de l'ONU et du personnel associé, ce qui porte à vingt-deux le nombre total d'États ayant ratifié le traité, au cours des quatre dernières années. Suite à la ratification par le Royaume-Uni, le Protocole facultatif est entré en vigueur le 19 août 2010. Le Protocole facultatif protège le personnel offrant une aide humanitaire ou fournissant du développement et de l'assistance politique au cours des programmes de reconstruction de la paix. Ce protocole étend donc la protection juridique de la Convention de 1994 sur le même sujet qui ne protège que le personnel engagé dans des opérations de maintien de la paix. Le Secrétaire général Ban Ki-moon, a salué les nouvelles de la ratification du Protocole.

(Joseph Hicks, tr. Sarra Magri)

Global Cluster Munitions Pact Entered into Force

On 1 August 2010, the treaty banning the manufacturing, use, and stockpiling cluster munitions entered into force. Thirty ratifications were necessary for the treaty to enter into force. That number was surpassed in February when Burkina Faso and Moldova ratified the treaty. At this point, the treaty has 108 signatories with 43 countries ratifying the treaty.

(Joseph Hicks)

Entrée en vigueur de la Convention sur l'interdiction des armes à sous-munitions

Le 1 août 2010, le traité interdisant la fabrication, l'usage, et le stockage d'armes à sous-munitions est entré en vigueur. Trente ratifications étaient nécessaires pour son entrée en force. Ce nombre a été

dépassé en février lorsque le Burkina Faso et la Moldova ont ratifié le traité. A ce stade, le traité fait l'objet de 108 signataires et de 43 ratifications.

(Joseph Hicks, tr. Sarra Magri)

Former Rwandan Businessman Sentenced to 30 Years by the International Criminal Tribunal for Rwanda (ICTR)

On 1 November 2010, Gaspard Kanyarukiga, a former businessman in Rwanda during the 1994 genocide, was convicted and sentenced to 30 years in prison after he was found guilty of genocide and extermination as a crime against humanity. The accused however was acquitted on the alternative charge of complicity in genocide. For more information see <http://www.unictcr.org/tabid/155/Default.aspx?id=1173>.

(Alfons Vanheusden)

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