



## International Security Law / Recht der internationalen Sicherheit

### 1. Introduction

- G. Nolte: "Krieg" und „Hegemonie“, in: Evangelisches Staatslexikon (W. Heun/M. Honnecker/J. Haustein/M. Morlok/J. Wieland ed.), Stuttgart 2006, Sp. 1333-1340 und Sp. 1604-1608
- H. Münkler: Strategien der Sicherheit, in: Sicherheit und Risiko (Herfried Münkler, Matthias Bohlender, Sabine Meurer ed.), Bielefeld 2010

### 2. Armed Conflict (*ius ad bellum and ius in bello*)

- Initial Report on the Meaning of Armed Conflict in International Law - prepared by the International Law Association Committee on the Use of Force, <http://www.ila-hq.org/en/committees/index.cfm/cid/1022>
- A. Paulus/M. Vashakmadze: Asymmetrical war and the notion of armed conflict : a tentative conceptualization, International Review of the Red Cross, (2009) 873, 95-125

### 3. Enforcement: Security Council and others

- R. Wolfrum, D. Fleck: Enforcement of International Humanitarian Law in: The Handbook of International Humanitarian Law, (Dieter Fleck ed.), 2nd ed., Oxford 2009, 715-719.
- G. Nolte: The Different Functions of the Security Council with Respect to Humanitarian Law, in: The United Nations Security Council and War (Vaughan Lowe/Adam Roberts/Jenifer Welsh/Dominik Zaum ed.), Oxford 2008, 519-535

### 4. Nuclear Weapons and Disarmament

- K. Jaspers: Die Atombombe und die Zukunft des Menschen, München 1958, S. 37-40.
- H. Arendt: Über die Revolution, München/Zürich 1986, S. 12-16.
- Excerpts From Obama Interview, New York Times 04.04.2010:  
<http://www.nytimes.com/2010/04/06/world/06armstext.html?fta=y&pagewanted=print>
- Legality of the Threat or Use of Nuclear Weapons, Advisory Opinion, I.C.J. Reports 1996, p. 226 (Ausschnitte)

### 5. Killing - Sources

- Interpretive Guidance on the Notion of Direct Participation in Hostilities under International Humanitarian Law (Adopted by the Assembly of the International Committee of the Red Cross on 26 February 2009.) obtainable at:  
<http://www.icrc.org/web/eng/siteeng0.nsf/html/review-872-p991>
- H.C.J. 769/02 The Public Committee against Torture in Israel v. Government of Israel et al.: [http://elyon1.court.gov.il/files\\_eng/02/690/007/a34/02007690.a34.pdf](http://elyon1.court.gov.il/files_eng/02/690/007/a34/02007690.a34.pdf)
- Report of the Special Rapporteur on extrajudicial, summary or arbitrary executions, Phillip Alston - Addendum - Study on targeted killings (UN doc.A/HRC/14/24/Add.6)

## **6. Killing - Debate**

- A. Cassese: On Some Merits of the Israeli Judgment on Targeted Killings, *Journal of International Criminal Justice* 5 (2007) 1-7
- G. Nolte: Das Urteil des Bundesverfassungsgerichts zum Luftsicherheitsgesetz: Ein Sonderweg im Licht des Völkerrechts?, in: *Die Friedens-Warte* 84 (*Journal of International Peace and Organization*) (2009), 93-105
- N. Melzer: *Targeted Killing in International Law*, Oxford 2008, 421-435

## **7. Detention – Sources**

- *Hamdan v. Rumsfeld* United States Supreme Court (29 June 2006) 126 SCt 2749
- Venice Commission: Opinion on the international legal obligations of Council of Europe member States in respect of secret detention facilities and inter-State transport of prisoners, Opinion no. 363 / 2005, [http://www.venice.coe.int/docs/2006/CDL-AD\(2006\)009-e.asp](http://www.venice.coe.int/docs/2006/CDL-AD(2006)009-e.asp)

## **8. Detention – Debate**

- J. Yoo and J. Ho: The Status of Terrorists, 44 (2003) *VaJIntIL*, 207–228.
- G. Nolte: Guantanamo und Genfer Konventionen: Eine Frage der *lex lata* oder *de lege ferenda*?, in: *Krisensicherung und Humanitärer Schutz - Crisis Management and Humanitarian Protection - Festschrift für Dieter Fleck* (Horst Fischer/Ulrike Froissart/Wolff Heintschel von Heinegg/Christian Raap ed.), Berlin 2004, 393-404
- United States District Court for the District of Columbia, *Fadi Al Maqaleh et al. v. Gates*, Civil Action No. 06-1669, [www.washingtonbureau.typepad.com/files/afghandecision.pdf](http://www.washingtonbureau.typepad.com/files/afghandecision.pdf)

## **9. State Responsibility**

- A. von Arnould: Souveränität und Responsibility to Protect, *Die Friedens-Warte* 84 (2009), 11-52
- G. Nolte and H. Aust: Equivocal Helpers - Complicit States, Mixed Messages and International Law, in: *International and Comparative Law Quarterly* 58 (2009), 1-30

## **10. Individual Criminal Responsibility**

- R. Clark: Negotiating Provisions Defining the Crime of Aggression, its Elements and the Conditions for ICC Exercise of Jurisdiction Over It, *EJIL* 20 (2010), 1103-1115
- A. Paulus: Second Thoughts on the Crime of Aggression, *EJIL* 20 (2010), 1117-1128
- G. Nolte: The United States and the International Criminal Court, in: *Unilateralism and U.S. Foreign Policy - International Perspectives* (David M. Malone/Yuen Foong Khong ed.), Boulder 2003, 71-94

## **11. „Failed States“**

- G. Nolte: "Zerfallende Staaten" und Grundsätze des Völkerrechts, in: *Staatszerfall und Governance* (Marianne Beisheim/Gunnar Folke Schuppert ed.), Baden-Baden 2007, 174-193
- D. Thürer: The "failed State" and international law, *International Review of the Red Cross* No. 836 (1999), 731-761