



NEWSLETTER JANUARY/FEBRUARY/MARCH 2004
REF: ISMLLW 56 E

EDITORIAL

On 27 February 2004 a representative of the Belgian Ministry of Defence and myself, as representative of our association, have signed a concession. This concession makes the relocation possible of the seat of our association from the Palais de Justice in Brussels (Belgium) to the Royal Military Academy in Brussels (Belgium). Our new offices will be in a historical building that has recently been completely renovated. The building also meets the administrative requirements of the General Secretariat and the Documentation Centre.

The General Secretariat will move into the Royal Military Academy from 22 March 2004 to 26 March 2004. During this week the General Secretariat will be closed.

From 22 March 2004, the new address of the offices of our association will be:

International Society for Military Law and the Law of War (AISBL)
Royal Military Academy – Bloc M
30, Avenue de la Renaissance
1000 BRUSSELS
BELGIUM

Our future telephone and fax numbers will be communicated in due time.

For the moment, our e-mail address and website will remain unchanged. However, we envisage offering you a completely new website by the summer of this year.

To celebrate the transfer and to give every member an opportunity to visit the new location, our association will organise an international conference in Brussels from 29 September 2004 to 1 October 2004 in the Royal Military Academy in Brussels (Belgium). The title of the conference is "*The Role of NGOs in International Problem Solving*". The conference will be in English and French (with simultaneous translation) and will deal with questions as: "how can NGOs influence foreign and security policies?" "What is their role in peace negotiations?" "What are the rights and duties of NGOs during an armed conflict?" "How do NGOs and Governments co-operate in the post-conflict phase to rebuild the legal system?" "How big is the role of NGOs with consultative status with the United Nations in creating legal instruments preventing the consequences of armed conflicts?". You will all receive an official invitation (with the programme) for this conference in the coming weeks (most probably in the beginning of April 2004). Please note that registration will only be possible after the official invitations have been sent.

Ludwig VAN DER VEKEN
Secretary-General

PROFESSOR Dr. YANG FUKUN

With great regret the General Secretariat learned of Professor Dr. Yang FUKUN's death. He was the President of the Military Law Society of China and a highly respected member of the Board of Directors of our association since 15 May 1997. We will always stay grateful for his substantial contributions to the objectives of our association. On behalf of our association, the Secretary-General expressed our condolences to his relatives and to the members of the Military Law Society of China.

NEWS

Our President and our Vice-President Mr. Arne Willy DAHL have represented our association at the 28th International Conference of the Red Cross and Red Crescent in Geneva from 2 to 5 December 2003.

The German Society for Military Law and International Humanitarian Law successfully organised a conference in February 2004 on *Legal Issues of Military Counter-Terrorist Operations*. The conference papers, together with distinct proposals for legislative and executive powers and international cooperation, will soon be published in a book.¹ Several members of our association from various countries attended the conference.

The German Society for Military Law and International Humanitarian Law has also elected a new chairmanship in February 2004. President is now Dr. Dieter WEINGÄRTNER, Head of the Legal Department of the Federal Ministry of Defence, Vice-Presidents are Professor Dr. Georg NOLTE, Universität Göttingen, and Professor Dr. Joachim WIELAND, Universität Frankfurt/Main. Point of contact for plans and programmes is Mrs. Ulrike FROISSART (UlrikeFroissart@BMVg.bund400.de).

Dr. Dieter FLECK, Senior Vice-President of the Society, has been surprised with a *liber amicorum* on the occasion of his 65th birthday in February 2004 in which renowned academic and practical lawyers have written on various aspects of *Crisis Management and Humanitarian Protection*.² These contributions and in particular the extraordinary initiative of the editors who with this interesting project have taken up and continued a great deal of Dieter FLECK's long-standing working relations, have delighted his many friends in the international community as much as himself.

The Helmuth James von Moltke Prize of the German Society for Military Law and International Humanitarian Law has been awarded to Andreas HASENCLEVER in February 2004, for his outstanding book "*Die Macht der Moral in der internationalen Politik. Militärische Interventionen westlicher Staaten in Somalia, Ruanda und Bosnien-Herzegowina*" (Studien der Hessischen Stiftung Friedens- und Konfliktforschung, Band 36, Frankfurt/New York 2001). At the same time the Prize was renewed for the year 2005 (see below).

¹ **Dieter Fleck** (ed.), *Rechtsfragen der Terrorismusbekämpfung durch Streitkräfte. Legal Issues of Military Counter-Terrorist Operations, with English Executive Summary*: Mit Beiträgen von: Wolfgang Heinz, Martin Hochhuth, Mordechai Kremnitzer, Heike Krieger, Stefanie Schmahl, Roman Schmidt-Radefeldt, Tade M. Spranger, Silja Vöneky, Christian Walter und Joachim Wieland, Nomos Verlagsgesellschaft (Forum Innere Führung), Baden-Baden 2004.

² **Horst Fischer, Ulrike Froissart, Wolff Heintschel von Heinegg, Christian Raap** (eds.), *Krisensicherung und Humanitärer Schutz – Crisis Management and Humanitarian Protection*. Festschrift für Dieter Fleck, BWV Berliner Wissenschafts-Verlag 2004, 734 p., ISBN 3-8305-0568-X.

The German Society for Military Law and International Humanitarian Law
will offer €2,000 in 2005 to award the
Helmuth James von Moltke Prize
for legal contributions to aspects of security policy.

THE JURY CONSISTING OF

Dr. *Dieter Fleck*, Cologne
Professor Dr. *Thilo Marauhn*, Universität Gießen,
Professor Dr. *Georg Nolte*, Universität Göttingen,
Dr. *Dieter Weingärtner*, Federal Ministry of Defence, and
Professor Dr. *Joachim Wieland*, Universität Frankfurt/Main
will decide in consideration of the relevance, topicality originality, accuracy and
convincing power of each contribution.

Manuscripts, which should be completed after January 1, 2003, may be submitted in five
copies until
March 31, 2005 to

Dr. Dieter Weingärtner
Postfach 1328
D-53003 Bonn (Germany)

CALL FOR PAPERS

Law and War

Peace Review, A Journal of Social Justice
Submission Deadline: April 15, 2004

Peace Review invites submissions for a special issue devoted to law in the context of war in the
following three respects: 1) The development of international law central concepts and theories; 2)
The social dimension of its institutionalization; and 3) The contemporary military and
interpretative threats to the rule of law itself.

For writers' guidelines or to send essay submissions by email attachment to Robert ELIAS, Editor
eliasr@usfca.edu or Anne HIEBER, Managing Editor hieber@usfca.edu . Or send correspondence
to:

Peace Review
University of San Francisco
2130 Fulton Street
San Francisco, CA, 94117
Telephone: 415-422-2910 or Fax: 415-422-5671, Attn. Elias or Hieber.
www.usfca.edu/peacereview/index.htm

SPECIALISED COMMISSIONS

In our former newsletter the members of our association were invited to join one or more of the specialised commissions. Response to this invitation was limited. The General Secretariat would like to stress the importance of the specialised commissions for the preparation of a successful XVIIth Congress in 2006. But the specialised commissions are also encouraged to play a key role in the application of the consultative status of our association with the Economic and Social Council of the United Nations. Therefore the Managing Board of our association decided to prolong the invitation to join one or more of the specialised commissions. The specialised commissions are the Committee on General Affairs (President: LtCol J. McCLELLAND (United Kingdom)), the Committee on Military Criminology (President: Professor Dr. Pierre THYS (Belgium)), the Committee for History of Military Law (President: Professor Dr. S. OETER (Germany)) and the Committee on International Humanitarian Law (LtCol S. FOURNIER (Canada)). Interested members are invited to inform the General Secretariat before the end of April 2004 of his/her choice(s) and his/her contact data (Name, title, function, address, telephone number, fax number and possible e-mail address). The General Secretariat will subsequently inform the Presidents of the details of the members of their respective commission. After consultation of the members of their commission, the Presidents will identify the topics that will be examined within their respective commissions, and will fix the meeting dates and places.

ANNOUNCEMENTS OF CONFERENCES, SEMINARS, ETC.

Professor Michele TRIMARCHI will direct a Summer Course of the Centre for Human Evolution studies (C.E.U.) on “the scientific foundations of the universality of human rights” in Rome, from 7 to 10 July 2004. For more information, please contact Mrs Angelamaria LORETO (ceu@corsi.ws) or visit www.ceu.it.

The Institute for International Law of Peace and Armed Conflict is organising in collaboration with the German Red Cross its 10th summer school in international humanitarian law in Berlin. The course, in German, is designed for 25 law students interested in gaining more knowledge in the field of humanitarian law. The course will take place from 1 to 7 August 2004. Applications should reach the Institute before 5 June 2004 on the following address: Ruhr-Universität Bochum, IFHV, Professor Dr. Horst FISCHER, Geb. NA 02/33, 44780 Bochum (Germany).

INTERESTING PUBLICATIONS

- Horst FISCHER, Ulrike FROISSART, Wolff HEINTSCHEL VON HEINEGG, Christian RAAP (Hrsg.), Krisensicherung und Humanitärer Schutz – Crisis Management and Humanitarian Protection – Festschrift für Dieter FLECK, BWV (Berliner Wissenschafts Verlag), 2004, 734 pages. ISBN 3-8305-0568-X

- Taylor and Francis, Journal of Military Ethics. More information: www.tandf.no/jme. The General Secretariat has obtained a 25 % discount on a subscription to this journal for members of our association (see annex to this newsletter).

- Michael BOTHE (ed.), Towards a Better Implementation of International Humanitarian Law – Proceedings of an Expert Meeting Organised by the Advisory Committee on International Humanitarian Law of the German Red Cross, BWV (Berliner Wissenschafts Verlag), 2002, 149 pages. ISBN 3-8305-0109-9

- Matthias NEUNER (ed.), National Codes on International Crimes – National approaches to the implementation of International Criminal Law in domestic law, BWV (Berliner Wissenschafts Verlag), 271 pages, incl. CD-ROM: International Crimes in National Legislation. ISBN 3-8305-0143-9

- Hors FISCHER, Claus KRESS, Sascha Rolf LÜDER (eds.), International and National Prosecution of Crimes Under International Law – Current Developments, 2001, 873 pages. ISBN 3-8305-0136-6

- Tade M. SPRANGER (ed.), Journal of International Biotechnology Law. For more information please contact tade.spranger@jibl.com .

- Ali AWAD, Droit Des Conflits Armés (Droit International Humanitaire) – “Guide du Chef”. For more information please contact y.awad@cbm.com.lb .

FROM THE GENERAL SECRETARIAT

In our efforts to economise, the newsletter is circulated electronically as an e-mail attachment, to the largest extent possible. If you have e-mail but did not yet notify your e-mail address to us, please send your e-mail addresses to soc-mil-law@planetinternet.be.

Issues of the newsletter are circulated by e-mail and fax only, except for specific members who requested and subsequently were granted a departure from this policy by the Secretary-General.

Do not hesitate to forward us any information that could be useful to future newsletters and/or our website.

Do not hesitate to forward the Director of Publications any of your articles that could be published in the Military Law and the Law of War Review. You may inform your colleagues that the Military Law and Law of War Review also publishes articles of non-members.