



College of Europe
Collège d'Europe



Natolin



ICRC

LEGAL AND OPERATIONAL CHALLENGES RAISED BY CONTEMPORARY NON-INTERNATIONAL ARMED CONFLICTS

19th Bruges Colloquium, 18-19 October 2018

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Simultaneous translation into French / English

Traduction simultanée en anglais/français

Day 1: Thursday, 18th October

- 9:00 - 9:30 **Registration and Coffee**
- 9:30 - 9:40 **Welcome address by Mrs Sieglinde Gstöhl**, Director of Studies, EU International Relations and
Diplomacy Studies Department of the College of Europe
- 9:40 - 9:55 **Opening address by Mr Walter Füllemann**, Head of Delegation, ICRC Brussels
- 9:55 - 10:15 **Keynote by Mr Gilles Carbonnier**, Vice-President, ICRC

Session One: Selected issues on the applicability of international humanitarian law in contemporary non-international armed conflicts

Première Session : Questions choisies sur l'applicabilité du droit international humanitaire dans les conflits armés non-internationaux actuels

Chairperson: **Paul Berman**, Council of the European Union

- 10:30 - 10:50 **The criteria for determining nowadays NIACS: towards a relaxation?**
Speaker: **Julia Grignon**, University of Laval
- 10:50 - 11:10 **A clarification of the geographical and personal scope of multinational NIACS?**
Speaker: **Vaios Koutroulis**, Université libre de Bruxelles
- 11:10 - 11:30 **Military support to belligerents: can the provider become a party to the armed conflict?**
Speaker: **Tristan Ferraro**, ICRC Legal Division
- 11:30 - 12:00 **Discussion**
- 12:00 – 13:30 **Sandwich lunch**

Session Two: Selected issues on detention in contemporary non-international armed conflicts
Deuxième Session : Questions choisies sur la détention dans les conflits armés non-internationaux actuels

Chairperson: **Steven Hill**, NATO Legal Office

- 13.30 - 13:50 **Legal basis and grounds for detention in multinational non-international armed conflicts**
Speaker: **Tilman Rodenhauer**, ICRC Legal Division
- 13:50 - 14:10 **Transfer of detainees in multinational non-international armed conflicts: implementing the principle of non-refoulement, an impossible task?**
Speaker: **Marten Zwanenburg**, Dutch Ministry of Foreign Affairs
- 14:10 - 14:30 **Detention by non-state armed groups: legal issues and practical challenges**
Speaker: **Annyssa Bellal**, Geneva Academy of IHL and Human Rights
- 14:30 - 15:00 **Discussion**
- 15:00 - 15:15 **Coffee break**

Session Three: Selected issues on the conduct of hostilities in contemporary non-international armed conflicts

Troisième Session : Questions choisies sur la conduite des hostilités dans les conflits armés non-internationaux actuels

Chairperson: **Darren Stewart**, British Armed Forces

- 15:15 - 15:35 **Identifying the enemy: Armed forces, CCF and DPH in light of contemporary NIACs**
Speaker: **Sigrid Redse Johansen**, Norwegian Military Prosecution Authority
- 15:35 - 15:55 **Collateral damage in contemporary non-international armed conflicts: legal, military and moral perspectives**
Speaker: **Janina Dill**, University of Oxford
- 15:55 – 16:15 **Legal challenges raised by armed/extraterritorial operations in urban areas**
Speaker: **Claire Legras**, Ministère français des Armées
- 16:15 – 16:45 **Discussion**

Panel discussion: The interaction in international human rights law and international humanitarian law in non-international armed conflicts (the case of use of force and detention)

Table ronde : L'interaction entre le droit international des droits de l'homme et le droit international humanitaire dans les conflits armés non-internationaux (le cas du recours à la force et la détention)

16:45 - 18:00

Moderator: **Françoise Hampson**, University of Essex

Panellists: **Peter Kempees**, ECHR

Marco Sassòli, University of Geneva

Darren Stewart, British Armed Forces

19:30 - 22:30 **Dinner** - *registration required*

Day 2: Friday, 19th October

Session Four: Compliance with international humanitarian law in contemporary non-international armed conflicts

Quatrième session : Le respect du droit international humanitaire dans les conflits armés non-internationaux contemporains

Chairperson: **Elżbieta Mikos-Skuza**, Warsaw University and College of Europe

9:00 - 9:20 **Towards a better compliance for IHL in NIACs: a role for States and International Organizations providing support to parties to NIAC**

Speaker: **Thomas de Saint Maurice**, ICRC Legal Division

9:20 - 9:40 **Can non-State armed groups comply with IHL in nowadays armed conflicts ?**

Speaker: **Pascal Bongard**, Geneva Call

9:40 - 10:00 **Compliance with the law in contemporary NIACs: the contribution of the ECHR**

Speaker: **Peter Kempees**, ECHR

10:00 - 10:45 **Discussion**

10:45 - 11:00 **Coffee break**

Panel discussion: Humanitarian actors and contemporary challenges in non-international armed conflicts

Table ronde : Les acteurs humanitaires et les défis contemporains dans les conflits armés non-internationaux

11:00 - 12:30

Moderator: **Pascal Daudin**, ICRC Policy Division

Panellists: **Kim Eling**, DG ECHO

Emanuela-Chiara Gillard, University of Oxford

Françoise Bouchet-Saulnier, MSF

12:30 - 13:00 **Concluding remarks and closure by Mr Walter Füllemann**, Head of Delegation, ICRC Brussels