

**DIRECTORATE OF DISTANCE EDUCATION
NALSAR UNIVERSITY OF LAW, HYDERABAD
P.G. DIPLOMA IN INTERNATIONAL HUMANITARIAN LAW**

**2017 – 2018
Supplementary Exams (December, 2018)**

PAPER II—PROTECTION OF DEFENSELESS VICTIMS OF WAR AND ARMED CONFLICTS

Time: 3 hours

Marks: 100

INSTRUCTIONS TO CANDIDATES

1. The questions to be interpreted as given no clarifications can be sought from the invigilator.
2. Answer five questions. All question carry equal marks (20 marks each)
3. Clearly indicate the question numbers while answering them.
4. Short notes to be answered in more than 250 words, Long answers to be answered in more than 1000 words.
5. Bare Text of Geneva Conventions & Protocols can be collected from the Invigilator.
6. No other printed or handwritten materials will be allowed in the exam hall.
7. Answers in illegible handwriting will not be taken into consideration.

ANSWER ANY FIVE (5) OF THE FOLLOWING QUESTIONS ONLY (5 x 20 marks = 100 marks)

1. *“International Humanitarian Law grants women general protection as ‘civilian persons’ and required that women members of the armed forces shall in all cases benefit from treatment as favorable as that granted to men. However, historically, these rules have not been followed; in recent past there are attempts to provide special rules to protect the women in the armed conflict”.* In the light of this situation discuss the rules which are available for the protection of women in armed conflict under international humanitarian law.
2. “Write a note on the distinction between ‘Prisoners of War’ (PoWs) and Detainees in the armed conflicts. Discuss the rules which are applicable to protect these categories of the people under international humanitarian law.
3. Discuss the rules which are available in the international humanitarian law for the protection of the “Refugees”. Write critical note on the current situation and treatment given by the countries with regard to the treatment of Rohingya and Syrian Refugees.
4. “Combatant”, “Unlawful Combatant”, “Illegal Combatant”, and “Irregular Combatant”, critically analyze their status by citing the jurisprudence of international courts and tribunals.
5. Write a comprehensive note on the articles 3 common to four Geneva Conventions and discuss its relation with Articles 1, 4 and 6 of the Additional Protocol II of the Geneva Conventions.

6. Discuss the ICTY judgment on *the Prosecutor v. Tadic* and its contribution in the development of the legal framework which is applicable to the non-international armed conflicts.
7. Write analytical notes on the concept of “Direct Participation of Hostilities”. Discuss the ICRC rules with regard to notion of Direct Participation of Hostilities.
8. Write Short Notes on **any FOUR** of the Following:
 - i. Combatant
 - ii. *Levee en Masse*
 - iii. Mercenaries
 - iv. Principles of distinction
 - v. Unlawful and illegal combatant
 - vi. Status of Medical Personnel, Religious Personnel and Voluntary Personnel in the Armed Conflicts
 - vii. Missing and Dead persons and the role of Central Tracing Agency
 - viii. Child soldiers