

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

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

PAPER IV – IMPLEMENTATION OF INTERNATIONAL HUMANITARIAN LAW

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. Give a clear account of the implementation and enforcement of Geneva Conventions of 1949 and of the Two Additional Protocols of 1977. Critically explain are they relevant to address the problems of the contemporary armed conflicts.
2. *“The popular notation is that international law best administered if the parties of the conflict are aware of it, for that reason most of the military units are encouraged to take measures to disseminate the provisions during the peacetime”*. Based on this obligations discuss in detail the provisions or rules which are available under the International humanitarian law treaty mechanisms.
3. Write a note on repression of breaches of international humanitarian law and discuss the role of domestic courts in implementing the provisions of Geneva Conventions and its obligations to the state parties. .
4. Discuss the Role of Customary international humanitarian law (IHL) its application, implementation and enforcement during the situations of Non-International Armed Conflicts. Does Customary IHL play a role in repressing the breaches of IHL during non-international armed conflicts?
5. Discuss critically the role of ad-hoc international criminal tribunals such as International criminal Tribunal for former Yugoslavia (ICTY), International Criminal Tribunal for Rwanda (ICTR) and hybrid international criminal tribunals in enforcement of Geneva Conventions.
6. Write a note on Principles of Universal Jurisdiction which entitles a state to prosecute offenders of grave breaches of International humanitarian law. Discuss the rationale behind the implementation of the Universal Jurisdiction principle.

7. *"Each member of the armed forces is directly responsible for breaches he or she commits and can be held individually responsible before a criminal court for violations of laws of war".* Based on this clear legal positions discuss the development of individual criminal responsibility in international humanitarian law and its implementation.

8. Write a Short Notes on **any FOUR** of the Following:

- i. War Victims
- ii. Encouragement of Amnesty
- iii. Civilian internees
- iv. Detaining power
- v. Judicial Guarantees in Additional Protocols
- vi. Role of Relief organisations and Societies
- vii. Occupation
- viii. International Humanitarian Fact Finding Commission