

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

**2016-17
Supplementary Exams (November, 2017)**

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. Bare Text of Geneva Conventions & Protocols can be collected from the Invigilator.
5. No other printed or handwritten materials will be allowed in the exam hall.
6. 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. “Article 3 common to the Four Geneva Conventions of 1949 is binding on all parties in the conflict of non-international armed conflicts because it is part of international treaty law but also an expression of general principles of law” In the light of this existing legal position discuss the implementation and enforcement of Common Article 3 in the situation of non-international armed conflicts.
2. Write a clear account on the legal mechanisms, which are applicable to the situation of national liberation wars and self-determination movements.
3. Discuss the implementation of fundamental human rights principles in the situation of civil war and low intensity armed conflicts.
4. Give a comprehensive analysis on the obligation of state parties towards implementation of humanitarian law mechanisms during peacetime.
5. Write a critical comment on repression of breaches of international humanitarian law and implementation of its obligations of state parties in their national courts.
6. Trace the origin and development of principles and mechanisms with regard to prosecution of individuals those who have violated international humanitarian law principles during situation of armed conflicts.

Or

Write an essay on the origin and development of “individual criminal responsibility” in international humanitarian law. Discuss the role of International Military Tribunal at Nuremberg in developing the principles in this regard.

7. “Customary principles of international humanitarian law plays a crucial role in implementation of international humanitarian law by the state parties as well as it can attribute some responsibility towards non-state actors.” Based on this argument give a clear account on the development of customary principles of humanitarian law.

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

- a. Rules for the Protection of War victims
- b. Fundamental Judicial Guarantees under Article 4 of the Additional Protocol II
- c. Protecting Powers
- d. International Criminal Tribunal for Former Yugoslavia (ICTY)
- e. Dissemination of International Humanitarian Law to Armed Forces
- f. Protection of Detainees under International Humanitarian Law
- g. The Geneva Conventions Act, 1960 of India
- h. The Role of ICRC during non-international armed conflicts