

NAVAL OPERATIONS AND THE LAW

The International Institute of Humanitarian Law (IIHL) has a strong association with maritime law having sponsored the publication of the *Sanremo Manual on International Law Applicable to Armed Conflicts at Sea*. This text is globally recognised as a key reference book for naval practitioners and others. We anticipate that Professor Wolff Heintschel von Heinegg one of the foremost experts in maritime law and one of the authors of the *Sanremo Manual* will be available to teach parts of this course. We also anticipate that the teaching staff for the course will include Associate Professor Rob McLaughlin, one of the co-authors of the *Sanremo Rules of Engagement Handbook*, together with other subject matter experts from around the world.

The course will seek to examine and understand the legal regime affecting the planning and conduct of Naval Operations across the entire spectrum of conflict providing participants with an opportunity to assess whether legal and operational gaps in the law exist and, if so, what steps could be taken to remedy the situation. Participants will examine the following areas:

- a. Law of the Sea principles relevant to naval operations
- b. International law and the use of force
- c. Rules of Engagement in the maritime context
- d. Maritime claims and disputes
- e. Maritime Law Enforcement
- f. Anti-Piracy operations
- g. Drug Enforcement operations
- h. Terrorism and counter-proliferation issues
- i. Naval Warfare
- j. Peace operations in the maritime domain

The course will include briefings on naval operations and lessons-learned by military officers and legal advisers who have been involved in such operations. There will also be a number of scenario-based exercises which participants will be expected to participate in.

Participants will receive a copy of the *San Remo Manual on International Law Applicable to Armed Conflicts at Sea* and the *Sanremo Rules of Engagement Handbook* for use during the course and to retain following course completion.

TEACHING METHODS

The teaching methodology used for this course will comprise a combination of central presentations, class discussions and exercises. The focus will be on examining the legal and policy issues facing deployed military and civilian officials in the conduct of Naval Operations. One course session has been allocated for participants to provide a brief to the course on an area of their interest.

Interaction between all participants is encouraged as is the development of innovative and practical ways to apply (where applicable) both the spirit of, and obligations created under, IHL.

ADMINISTRATION

The registration fee is €900 Euro. This should be remitted before the start of the course, or on arrival in cash or Euro currency cheque. Credit cards are also accepted. The registration fee covers:

- Transfers to/from Nice Airport
- Course materials
- Lunch and coffee breaks on working days
- Welcome Cocktail & Canapés
- Course Dinner
- Photograph, IHL Plaque and Diploma

The registration fee does not cover all other expenses incurred by the participant such as hotel accommodation, laundry or telephone calls, or any other incidentals. Accordingly, Participants bring with them sufficient funds to pay for such expenses or have access to such funds in Sanremo via their bank.

Registrations and administrative questions should be directed to patrizia@iihl.org

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International Institute of Humanitarian Law
Institut International de Droit Humanitaire
Istituto Internazionale di Diritto Umanitario

Naval Operations and the Law

Sanremo, 17-21 October 2016



PROGRAMME (Draft as at 30 Oct 2015)

Teaching Staff

Commodore (Retd) David Letts
Australian National University College of Law,
Course Director

Professor Wolff Heintschel von Heinegg
Europa-Universität Viadrina Frankfurt (Oder)

Associate Professor Rob McLaughlin
(TBC)
Co-Director Centre for Military and Security
Law
ANU College of Law

Representative (name TBA)
Stockton Center for the Study of International
Law
US Naval War College

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Monday, 17th October 2016

08.30 – 09.00	Registration of participants
09.00 – 09.15	Course opening Dr Stefania Baldini, Secretary General, IIHL Colonel John Hardy, Director, Military Department IIHL Commodore (Retd) David Letts ANU College of Law, Course Director
09.15 – 09.30	Staff and participant introductions
09.30 - 10.00	International Law & Use of Force (general principles; maritime issues) Commodore (Retd) Letts
10.00 - 10:30	Morning Coffee
10.30 - 11.30	Law of the Sea and Naval Operations Professor Heintschel von Heinegg
11.30 - 12.30	Maritime Claims and Disputes (incl. excessive claims, FON program, regional disputes etc) USNWC Rep
12.30 - 13.30	Lunch
13.30 - 15.00	Maritime Law Enforcement Commodore (Retd) Letts
15.00 - 15.20	Afternoon Tea
15.20 – 16.50	Class Ex. 1 (Use of Force at sea) Teaching staff
19.00 - 21.00	Course informal pizza welcome (location TBC)

Tuesday, 18th October 2016

08.30 - 10.00	Naval Warfare & Maritime Security Professor Heintschel von Heinegg
10.00 - 10.30	Morning Coffee
10.30 - 11.30	Means & Methods of Naval Warfare (blockade, use of mines, NGS etc) USNWC Rep
11.30 - 12.30	Maritime Targeting Commodore (Retd) Letts
12.30 - 13.30	Lunch
13.30 - 15.00	Rules of Engagement in the Maritime Context Associate Professor McLaughlin (TBC)

15.00 - 15.20	Afternoon Tea
15.20 - 16.50	Class Ex. 2 (ROE) Teaching staff

Wednesday, 19th October 2016

08.30 - 10.00	Protection issues in Naval Warfare and update of the ICRC Commentary on GC II ICRC Rep
10.00 - 10.30	Morning Coffee
10.30 - 11.30	Protection issues etc (cont.) Including Class Ex. 3 ICRC Rep
11.30 - 12.30	Anti-Piracy Operations Associate Professor McLaughlin (TBC)
12.30 - 13.30	Lunch
13.30 - 15.00	Anti-Piracy Operations (cont.) and Case Studies Associate Professor McLaughlin (TBC)
15.00 - 15.20	Afternoon Tea
15.20 - 16.50	Contemporary Issues in Naval Operations Teaching staff or guest presenter

Thursday, 20th October 2016

08.30 - 10.00	Responses to Maritime Terrorism USNWC Rep
10.00 – 10.30	Morning Coffee
10.30 – 11.30	Coalition/UN Operations Commodore (Retd) Letts
11.30 – 12.30	Impact of new technologies in Naval Operations (UAVs, UUVs, cyber etc) Professor Heintschel von Heinegg
12.30 – 13.30	Lunch
13.30 – 15.00	Movement of People at Sea and the Duty to Render Assistance Commodore (Ret'd) Letts
15.00 - 15.20	Afternoon Tea
15.20 - 16.50	Student presentations Teaching staff
20.00	Course Dinner (location TBC)

Friday, 21st October 2016

09.00 - 10.00	Final Exercise preparation Teaching staff
10.00 – 10.30	Morning Coffee
10.30 - 11.10	Final Exercise preparation (cont.) Teaching staff
11.15 – 12.20	Final Exercise Backbrief Teaching staff
12.30 – 13.00	Course Closing Ceremony Dr Baldini Colonel Hardy Commodore (Retd) Letts
13.00 – 13.45	Lunch & Depart