

GENERAL COURSE PROFILE

The aim of this course is to prepare civilian and military staff augmentees for Peace Support Operations (PSOs) by examining the wide ranging legal issues underpinning PSO mandates and mission design which shape and govern the conduct of operations of the deployed force.

The key overarching teaching objectives of the course are to understand:

- (1) The range and nature of PSOs and their historical development.
- (2) The status, privileges and immunities of Peace Keeping Forces under International and host nation law.
- (3) Interpret and implement cease fire and peace agreements.
- (4) The legal boundaries of UN Security Council authorizations approving PSOs.
- (5) The interrelationship between mission objectives and basing agreements (e.g. MOU, MTA, SOFA).
- (6) The role in PSOs of the UN, of regional organizations such as the AU, of regional security forces such as the ASF, and other organizations and troop contributing nations.
- (7) The interrelationship of IHL and IHRL, including the use of force, in PSOs.
- (8) The dynamics of new and emergent issues in PSOs.
- (9) The nature of criminal responsibility in PSOs.

The aim and objectives of the course are delivered in five modules of one day.

The course is designed for the following personnel:

- Civilian and military staff augmentees to PSOs, planning staffs and their advisors.
- Personnel who work in or with ministries of defence, foreign affairs, interior, or law enforcement.
- Personnel working in international organisations, non-governmental organisations etc and/or missions of the UN and any of the regional organisations.

The teaching methodology used for this course comprises a combination of presentations, panel discussions and syndicate work. Attendees will participate in small group case study exercises addressing current PSO-related issues. Exercises are facilitated by teaching staff utilising current examples of situations experienced by recently deployed military and civilian officials. The focus throughout the course is an experienced based methodology which practically addresses topics.

IIHL teaching staff and facilitators are drawn from experienced senior military (legal) officers, leading academics, practicing lawyers and senior government officials practising in the field together with experts from IOs and NGOs.

ADMINISTRATION

The registration fee is €900. The fee 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, IIHL 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 should 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 sara.rossi@iihl.org. For any further information please consult our website www.iihl.org.

International Institute of Humanitarian Law
Villa Ormond - Corso Cavallotti 113
18038 Sanremo, IM - Italy
Tel.: + 39 0184541848 - Fax: + 39 0184 54160
E-mail: sanremo@iihl.org - Web: www.iihl.org



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

Peace Support Operations Course Sanremo: 9 – 13 May 2016

PROGRAMME



Lieutenant Colonel Jerry Lane
Defence Forces Ireland
Course Director

Major Ardan Folwaj
Netherlands Armed Forces (IIHL)
Deputy Course Director

Professor Christopher Jenks
Assistant Professor of Law and Criminal Justice SMU
Dedman School of Law, Dallas, USA
Deputy Course Director

Dr. Christine Byron
University of Cardiff, UK

Mr. Gianluca Beruto
International Institute of Humanitarian Law

Dr. M. Sossai
University of Rome

Colonel Renato Raggi
Italian Armed Forces

TBC
UNHCR

Monday, 9th May 2016—LEGAL BASES FOR PSO.

08.30–09.00	Registration of participants
09.00–09.15	Course opening. Prof. Fausto Pocar, President, IIHL, Dr Stefania Baldini, Secretary General, IIHL, Col. John Hardy, Director Military Dept., IIHL, Lt Col Jerry Lane, Course Director.
09.15–10.15	Course Introduction and Participants Introductions.
10.15–10.30	Morning Coffee (incl. course photograph).
10.30–11.30	Keynote address TBC
11.30–12.30	The “Holy Trinity” of PSOs – Consent, Impartiality, and Non–use of Force Except in Self–defence and Defence of the Mandate. Maj Folwajj.
12.30–13.30	Lunch.
13.30–14.30	Privileges, Immunities, Duties, and Responsibilities of Peace Keepers. Lt Col Lane.
14.30–15.15	Key instruments: Cease Fire Agreements and Peace Agreements. Prof. Jenks.
15.15–15.30	Afternoon Tea.
15.30–16.45	UN Mandate and Mission Design. Lt Col Lane.
16.45–17.30	Exercise ‘Mandate’.
17.30	Welcome Reception.

Tuesday, 10th May 2016—LEGAL PLANNING CONSIDERATIONS & GAP ANALYSIS

08.45–09.00	Course Administration.
09.00–10.15	PSO Force Generation—Regional Organisations, Regional Security Forces, and Troop Contributing Nations Lt Col Lane.
10.15–10.30	Morning Coffee.
10.30–11.30	IDPs & Refugees – Mission reality & Implications for PSO – Part I. TBC
11.30–12:30	IDPs & Refugees – Mission reality & Implications for PSO – Part II. TBC
12.30–13.30	Lunch.

13.30–14.15

Sexual Gender Based Violence and the Protection of Vulnerable Persons – Legal Planning Considerations (Forces & Parties).

Maj Folwajj.

14.15–15.00

Use of Force in Peace Operations – Planning for the ‘Security Gap’ – Part I.

Col Raggi

15.00–15.15

Afternoon Tea.

15.15–16.15

Use of Force in Peace Operations – Planning for the ‘Security Gap’ – Part II.

Col Raggi.

16.15–17.00

Exercise ‘Protect’.

17.00–17.30

Exercise Discussion.**Wednesday, 11th May 2016—THE APPLICABILITY OF HUMAN RIGHTS LAW AND INTERNATIONAL HUMANITARIAN LAW IN PSOs**

08.45–09.00

Course Administration.

09.00–10.15

The Legal Framework: International Humanitarian Law (IHL) & International Human Rights Law in PSOs.

Lt Col Lane.

10.15–10.30

Morning Coffee.

10.30–11.30

The Challenge of Human Rights in PSOs.

Dr. Byron.

11.30–12.30

Recent Human Rights Developments and their Implications for PSOs.

Dr. Byron.

12.30–13.30

Lunch.

13.30 –14.30

PSO: When does IHL apply?

Prof. Jenks.

14.30–15.15

Case Study – MONUSCO: IHL & Human Rights Issues.

Lt Col Lane.

15.15–15.30

Afternoon Tea.

15.30–16.15

Case Study – MONUSCO: IHL & Human Rights Issues.

Lt Col Lane.

16.15–17.00

Panel Discussion.

Lt Col Lane.

Thursday, 12th May 2016— NEW AND EMERGENT ISSUES IN PSOs

08.45–09.00

Course Administration.

09.00–10.15

The “Responsibility To Protect” and the Protection of Civilians and the legal implications for PSO.

Lt Col Lane.

10.15–10.30

Morning Coffee.

10.30–11.30

Current & Future Issues & their legal implications for PSO (Detention, Cyber, Emerging Technology).

Prof. Jenks.

11.30–12.30

Disarmament, Demobilization, and Reintegration.

Mr. Beruto.

12.30–13.30

Lunch.

13.30–14.30

Private Military Security Companies in PSOs

Dr. M. Sossai.

14.30–15.30

Exercise ‘Scar Island’ – Part I.

15.30–15.45

Afternoon Tea.

15.45–16.45

Exercise ‘Scar Island’ – Part II.

16.45–17.30

Exercise Discussion.

20.00

Course Dinner.**Friday, 13th May 2016—CRIMINAL RESPONSIBILITY**

08.45–09.00

Course Administration.

09.00–10.00

The Interrelation of Criminal Responsibility Under Host Nation and International Law.

Lt Col Lane.

10.15–10.30

Morning Coffee.

10.30–11.30

Case Study: MINUSTAH 2014; Peacekeepers or Predators? Conduct of Peacekeepers & Addressing their Human Rights Violations.

Prof. Jenks.

11.30–12.15

Case Study: The UN shows its teeth? The arrest & bringing to trial of Laurent Gbagbo.

Lt Col Lane.

12.15–12.30

Course closing ceremonyProf. Fausto Pocar, President, IIHL,
Dr Stefania Baldini, Secretary General, IIHL,
Col. John Hardy, Director Military Dept. IIHL,
Lt Col Jerry Lane, Course Director.

12.30–13.30

Lunch.