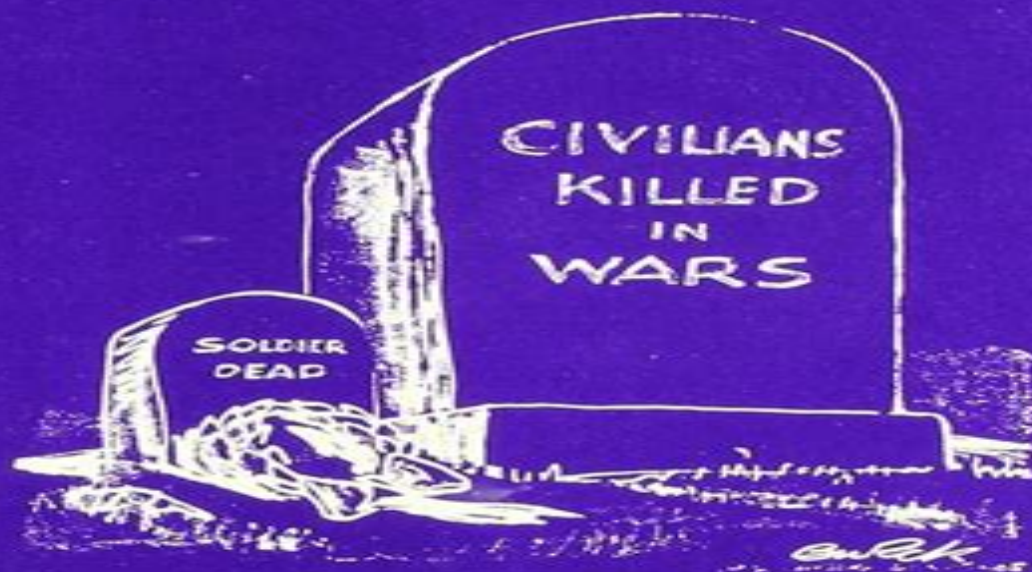




# The Forgotten Victim: A History of the Civilian

Richard  
Shelly  
Hartigan

# The Forgotten Victim A History Of The Civilian

**Caron E. Gentry, Amy E. Eckert**



## **The Forgotten Victim A History Of The Civilian:**

*The Forgotten Victim* Richard Shelly Hartigan, 1982-01-01      *Montesinos' Legacy* Dana E. Aspinall, Edward C. Lorenz, J. Michael Raley, 2015-01-21 Montesinos Legacy brings scholars together in honor of the 500th anniversary of Dominican Antonio de Montesinos famous sermon in defense of the rights of the indigenous Amerindians The collection addresses the historical context for this sermon but also the continued relevance of Montesinos today Montesinos Legacy examines the origins of human rights concepts in the West the rights of indigenous peoples the role of the Church in human rights and human rights in Latin America      **The Humanitarian Civilian** Rebecca Sutton, 2021-02-25 In international humanitarian law IHL the principle of distinction delineates the difference between the civilian and the combatant and it safeguards the former from being intentionally targeted in armed conflicts This monograph explores the way in which the idea of distinction circulates within and beyond IHL Taking a bottom up approach the multi sited study follows distinction across three realms the kinetic realm where distinction is in motion in South Sudan the pedagogical realm where distinction is taught in civil military training spaces in Europe and the intellectual realm where distinction is formulated and adjudicated in Geneva and the Hague Directing attention to international humanitarian actors the book shows that these actors seize upon signifiers of civility in everyday practice To safeguard their civilian status and to deflect any qualities of combatancy that might affix to them humanitarian actors strive to distinguish themselves from other international actors in their midst The latter include peacekeepers working for the UN Mission in South Sudan UNMISS and soldiers who deploy with NATO missions Crucially some of the distinctions enacted cut along civilian civilian lines suggesting that humanitarian actors are longing for something more than civilian status the civilian plus This special status presents a paradox the appeal to the civilian plus undermines general civilian protection yet as the civilian ideal becomes increasingly beleaguered a special civilian status appears ever more desirable However disruptive these practices may be to the principle of distinction in IHL the monograph emphasizes that even at the most normative level there is no bright line distinction to be found      **The Concept of the Civilian** Claire Garbett, 2015-01-09 The Concept of the Civilian Legal Recognition Adjudication and the Trials of International Criminal Justice offers a critical account of the legal shaping of civilian identities by the processes of international criminal justice It draws on a detailed case study of the International Criminal Tribunal for the former Yugoslavia to explore two key issues central to these justice processes first how to understand civilians as a social and legal category of persons and second how legal practices shape victims identities and redress in relation to these persons Integrating socio legal concepts and methodologies with insights from transitional justice scholarship Claire Garbett traces the historical emergence of the concept of the civilian and critically examines how the different stages of legal proceedings produce its conceptual form in distinction from that of combatants This book shows that the very notions of civilian protection and redress that underpin current practices of international criminal justice continue to evoke both definitional difficulties and analytic contestation

Using a unique interdisciplinary approach the author provides a critical analysis of the relationship between mechanisms of transitional justice and civilians that will be of interest to scholars and students in the fields of transitional justice sociology law politics and human rights *Civilians in the Path of War* Mark Grimsley, Clifford J. Rogers, 2002-01-01 Antologi Bogens 9 historikere har gennemg et mere end 2 500 rs befolkningskonflikter og deres forskellige indflydelse p det civile samfund Hvert behandlet afsnit unders ger ikke alene hvad de milit re styrker gjorde ved civilbefolkningen i operationsomr det men hvorfor de gjorde det og hvorledes de retf rdiggjorde deres handlinger **The Future of Just War** Caron E. Gentry, Amy E. Eckert, 2014-01-15 Just War scholarship has adapted to contemporary crises and situations But its adaptation has spurned debate and conversation a method and means of pushing its thinking forward Now the Just War tradition risks becoming marginalized This concern may seem out of place as Just War literature is proliferating yet this literature remains welded to traditional conceptualizations of Just War Caron E Gentry and Amy E Eckert argue that the tradition needs to be updated to deal with substate actors within the realm of legitimate authority private military companies and the questionable moral difference between the use of conventional and nuclear weapons Additionally as recent policy makers and scholars have tried to make the Just War criteria legalistic they have weakened the tradition s ability to draw from and adjust to its contemporaneous setting The essays in *The Future of Just War* seek to reorient the tradition around its core concerns of preventing the unjust use of force by states and limiting the harm inflicted on vulnerable populations such as civilian noncombatants The pursuit of these challenges involves both a reclaiming of traditional Just War principles from those who would push it toward greater permissiveness with respect to war as well as the application of Just War principles to emerging issues such as the growing use of robotics in war or the privatization of force These essays share a commitment to the idea that the tradition is more about a rigorous application of Just War principles than the satisfaction of a checklist of criteria to be met before waging just war in the service of national interest War and Delusion L. Calhoun, 2013-02-04 Calhoun examines the centuries old paradigm of just war theory to determine whether modern just war rationalizations constitute sound justifications or pro military propaganda Her work reveals how the practice of modern war contradicts the most basic values and principles of modern Western democracies Realist Ethics Valerie Morkevičius, 2018-02 Appealing to just war thinkers international relations scholars policymakers and the public this book claims that the historical Christian Islamic and Hindu just war traditions reflect political concerns with domestic and international order This underlying realism serves to counterbalance the overly optimistic approach of contemporary liberal just war approaches Israel Yearbook on Human Rights, Volume 13 (1983) Yoram Dinstein, 2020-10-26 The Israel Yearbook on Human Rights an annual published under the auspices of the Faculty of Law of Tel Aviv University since 1971 is devoted to publishing studies by distinguished scholars in Israel and other countries on human rights in peace and war with particular emphasis on problems relevant to the State of Israel and the Jewish people The Yearbook also incorporates documentary materials relating to Israel and the Administered

Areas which are not otherwise available in English including summaries of judicial decisions compilations of legislative enactments and military proclamations Volume 25 contains among others articles on The Israel Supreme Court and the Law of Belligerent Occupation The Gaza and Jericho Autonomy and Human Rights and The Contribution of Latin America to the Development of the International Court of Justice     *Necessity, Proportionality and the Use of Force by States* Judith Gardam, 2004-11-18 There has been considerable debate in the international community as to the legality of the forceful actions in Kosovo in 1999 Afghanistan in 2002 and Iraq in 2003 under the United Nations Charter There has been consensus however that the use of force in all these situations had to be both proportional and necessary Against the background of these recent armed conflicts this 2004 book offers the first comprehensive assessment of the twin requirements of proportionality and necessity as legal restraints on the forceful actions of States It also provides a much needed examination of the relationship between proportionality in the law on the use of force and international humanitarian law

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