

NATIONAL LAW UNIVERSITY, DELHI

LL.M., Semester-II (Batch of 2021)

End Semester Examinations, April-2022

Paper: International Humanitarian Law

Time: 3 Hours

Total Marks: 50

Instructions:

1. All questions are compulsory.
 2. No clarification shall be sought on the question paper.
 3. **Max. Word Limit: 2000 Words for the entire paper.**
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Q1. Discuss the foundational principles of International Humanitarian Law (IHL) in light of the provision of the Geneva Conventions and their Additional Protocols. **(15 Marks)**

Q2. The US Special Forces have been attacking suspects of international terrorism through weaponised drones. Hundreds of attacks have been launched in past two decades, mainly in Iraq, Syria, Yemen, Afghanistan, Pakistan, Somalia and Kenya. A couple of facts are important in this context. First, that invariably all the attacks have been launched without any invitation/consent of the concerned states; second, that these attacks have killed hundreds of civilians and the civilian casualties are called 'collateral damage'. However, the major legal argument of the United States is that the US is fighting a global 'War on Terror' and these attacks are 'pre-emptive' attacks for 'self-defense' under Art. 51 of the UN Charter.

Discuss the legal validity of the American 'War of Terror' in the light of the *Jus ad bellum* and *Jus in bello* principles of IHL. **(15 Marks)**

Q3. Discuss and differentiate between different categories of combatants and non-combatants in International Armed Conflicts (IAC) and Non-International Armed conflicts NIAC under the IHL. **(10 Marks)**

Q4. Discuss the relationship between war and the principle of sovereignty in IHL. **(10 Marks)**