



ICRC

The Notion of Direct Participation in Hostilities under International Humanitarian Law

Second Informal Expert Meeting organized by
the International Committee of the Red Cross and the TMC Asser Institute

The Hague, The Netherlands, October 25-26, 2004

Agenda

Monday, October 25

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| 8.30 – 9.15 | Welcome and Introductory Remarks |
| 9.15 – 10.45 | Working Session I – Discussion of Specific Categories of Situations (<i>Direct Application of Means of Destruction or Injury; Establishment and Exercise of Control over Military Personnel, Objects and Territory – based on sections 1,2 and 6 of the questionnaire</i>) |
| 10.45 – 11.00 | Coffee Break |
| 11.00 – 13.00 | Working Session II – Discussion of Specific Categories of Situations (<i>Intelligence Activities; Support Activities – based on sections 3 and 4 of the questionnaire</i>) |
| 13.00 – 14.00 | Lunch |
| 14.00 – 16.00 | Working Session III – Discussion of Specific Categories of Situations (<i>Affiliation to Armed Forces and Groups – based on section 5 of the questionnaire</i>) |
| 16.00 – 16.15 | Coffee Break |
| 16.15 – 18.00 | Working Session IV – Discussion of Specific Categories of Situations (<i>Civilian Employees and Contractors: Presentation of paper by Professor Michael N. Schmitt, comments by Louise Doswald-Beck</i>) |
| 19.30 | Dinner |

Tuesday, October 26

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| 8.30 – 10.00 | Working Session V – Discussion of Specific Categories of Situations (<i>Direct Participation in NIAC: Presentation of paper by Professor Michael Bothe, comments by Yves Sandoz</i>) |
| 10.00 – 10.15 | Coffee Break |
| 10.15 – 12.30 | Working Session VI – Discussion of General Questions (<i>Loss of Immunity from Attack: Temporal Scope of Direct Participation; Membership in Armed Groups; The "Revolving Door" Approach, etc. – based on part A of the questionnaire</i>) |
| 12.30 – 13.30 | Lunch |
| 13.30 – 15.15 | Working Session VII – Discussion of General Questions (<i>The Notion of Direct Participation in Hostilities: Nexus to Armed Conflict, Hostile Intent, etc. – based on part B of the questionnaire and additional questions in section 7</i>) |
| 15.15 – 15.30 | Coffee Break |
| 15.30 – 16.30 | Conclusion/Way Forward |