



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

in co-operation with



INTERNATIONAL COMMITTEE OF THE RED CROSS
COMITÉ INTERNATIONAL DE LA CROIX-ROUGE
COMITATO INTERNAZIONALE DELLA CROCE ROSSA

***4th ROUND TABLE ON CURRENT ISSUES
OF INTERNATIONAL HUMANITARIAN LAW***

***“DEPRIVATION OF LIBERTY AND ARMED CONFLICTS:
EXPLORING REALITIES AND REMEDIES”***

SANREMO, 6-8 SEPTEMBER 2018

DRAFT PROGRAMME

as of 9 May 2018

Wednesday 5 September

16.00 – 17.45 REGISTRATION OF PARTICIPANTS
18.00 – 19.00 WELCOME COCKTAIL

Thursday 6 September

08.30 – 09.00 REGISTRATION OF PARTICIPANTS
09.00 – 10.45 OPENING SESSION

WELCOME ADDRESS

INTRODUCTORY REMARKS

CONFERENCE HIGHLIGHTS

KEYNOTE ADDRESS

Between international humanitarian law, human rights law and standards: challenges in conducting detention operations in non-international armed conflicts

SESSION I
11.15 – 12.45

SETTING THE SCENE: THE HUMANITARIAN AND LEGAL CHALLENGES

- Panellist 1: *The human cost of detention, in particular in States affected by armed conflict: the physical, psychological and societal consequences of deprivation of liberty*
- Panellist 2: *Humanitarian challenges in contemporary armed conflicts: an operational overview*
- Panellist 3: *Contemporary challenges when applying IHL and IHRL to protect persons deprived of their liberty in relation to armed conflict, in particular NLAC*

SESSION II
14.00 – 15.30

***THE LEGAL BASIS FOR DEPRIVATION OF LIBERTY
IN TIMES OF ARMED CONFLICT***

Moderated Debate

- Panellist 1: *Argument in favour of IHL providing a legal authority for deprivation of liberty in relation to NLAC*
- Panellist 2: *Argument against IHL providing a legal authority for deprivation of liberty in relation to NLAC*

SESSION III
16.00 – 18.00

***PREVENTING ARBITRARY DETENTION: GROUNDS AND PROCEDURES
FOR DEPRIVATION OF LIBERTY IN TIMES OF ARMED CONFLICT***

Discussion panel (15 minutes per speaker)

- Panellist 1: *Grounds and procedures for deprivation of liberty in times of IAC and in NLAC – existing law and policy proposals*
- Panellist 2: *Protecting individuals from arbitrary detention in ‘anti-terrorism’-operations: a State experience*
- Panellist 3: *Analysis of a practical case: The legal framework for deprivation of liberty in the context of screening operations in times of NLAC*

Friday 7 September

SESSION IV

09.00 – 10:30

ENSURING HUMANE TREATMENT AND CONDITIONS OF DETENTION

- Panellist 1: *Adequate conditions of detention and the protection of vulnerable groups during armed conflicts*
- Panellist 2: *Which steps does it take to ensure humane treatment and provide humane conditions of detention in the early stage of detention: a State's experience*
- Panellist 3: *Analysis of a practical case: Humanitarian consequences of overcrowding and legal responses in times of armed conflict*

SESSION V

11.00- 12.30

***SPECIFIC CHALLENGES I: DETENTION AND DETAINEE TRANSFERS
IN MULTINATIONAL OPERATIONS***

- Panellist 1: *Deprivation of liberty and detainee transfers in joint military operations: operational challenges*
- Panellist 2: *Implementing the legal framework relating to the deprivation of liberty by peace-keeping forces: a practical example*
- Panellist 3: *Detainee transfers under IHL of IAC and under IHL of NIAC*

SESSION VI

14.00 – 15.30

SPECIFIC CHALLENGES II: DETENTION BY NON-STATE ARMED GROUPS

- Panellist 1: *Deprivation of liberty by non-State armed groups in practice*
- Panellist 2: *Which legal framework applies to deprivation of liberty by non-State armed groups and do they address the particular challenges when detention is conducted by non-State armed groups?*
- Panellist 3: *Ways to address legal and implementation challenges when armed groups detain*

SESSION VII
16.00 – 17:30

LEGAL BOUNDARIES OF MIGRATION-RELATED DETENTION

- Panellist 1: *Humanitarian consequences of migration-related detention*
- Panellist 2: *The applicable legal framework and recent developments in the jurisprudence of human rights bodies and tribunals*
- Panellist 3: *Migration detention of vulnerable migrants: particular needs and recent legal developments*

Saturday 8 September

SESSION VIII
09.00 – 11.00

STRENGTHENING DETAINEE PROTECTION

- Panellist 1: *Strengthening the legal framework protection detainees: what role for standard-setting?*
- Panellist 2: *What makes parties to armed conflicts comply with applicable law?*
- Panellist 3: *Strengthening specific knowledge of and compliance with applicable international law by armed forces: which role for training?*

CLOSING WORDS
11.00 -11.30

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