

# CONTENTS

**1992**

*Nos. 286-291*

## ARTICLES

Pages

*Special*

### STATUTORY MEETINGS OF THE INTERNATIONAL RED CROSS AND RED CRESCENT MOVEMENT

*(Budapest, 25-30 November 1991)*

Editorial by Yves Sandoz: <b>Apropos of the postponement of the 26th International Conference of the Red Cross and Red Crescent</b> .....	5
<b>Statutory meetings of the International Red Cross and Red Crescent Movement</b> .....	13
<b>Meeting of the Council of Delegates</b> <i>(Budapest, 28-30 November 1991)</i> .....	15
I. Opening ceremony .....	15
II. Proceedings of the Council of Delegates .....	23
<b>Resolutions of the Council of Delegates</b> .....	43
<b>VIIIth session of the General Assembly of the League of Red Cross and Red Crescent Societies</b> <i>(Budapest, 25-28 November 1991)</i> .....	66

611

**INTERNATIONAL HUMANITARIAN LAW:  
JUDICIAL GUARANTEES IN TIME OF  
ARMED CONFLICT**

<b>Hans-Peter Gasser:</b> Respect for fundamental judicial guarantees in time of armed conflict — The part played by ICRC delegates . . . .	121
---	-----

**INTERNAL ARMED CONFLICT AND HOSTAGE-TAKING**

<b>Carlos Jiménez Piernas:</b> The protection of foreign workers and volunteers in situations of internal conflict, with special reference to the taking of hostages . . . . .	143
--	-----

**DISSEMINATION OF INTERNATIONAL  
HUMANITARIAN LAW AND OF THE PRINCIPLES AND  
IDEALS OF THE RED CROSS AND RED CRESCENT**

<b>René Kosirnik:</b> Dissemination in the nineties . . . . .	173
<b>Guidelines for the '90s</b> . . . . .	175
<b>Ricardo Camacho Zeas:</b> Dissemination of international humanitarian law in Ecuador . . . . .	179
<b>Aristidis S. Calogeropoulos-Stratis:</b> The humanitarian dimension of war — Protection of the individual, whether military or civilian . . .	183

*Special*

**HUMANITARIAN ASSISTANCE**

<b>Yves Sandoz:</b> “ <i>Droit</i> ” or “ <i>devoir d’ingérence</i> ” and the right to assistance: the issues involved . . . . .	215
<b>Maurice Torrelli:</b> From humanitarian assistance to “ <i>intervention on humanitarian grounds</i> ”? . . . . .	228
<b>Denise Plattner:</b> Assistance to the civilian population: the development and present state of international humanitarian law . .	249

**NEUTRALITY**

<b>Cornelio Sommaruga:</b> Swiss neutrality, ICRC neutrality: are they indissociable? An independence worth protecting . . . . .	264
--	-----

**WAR AT SEA**

<b>Michael Harris Hoffman:</b> Neutral mariners and humanitarian law: a precedent for protecting neutrals in armed conflict . . . . .	274
---	-----

## MORE ABOUT THE EMBLEM

<i>Unity and plurality of the emblems, by the President of the International Committee of the Red Cross</i> . . . . .	333
<b>Regulations on the use of the emblem of the red cross or the red crescent by the National Societies, adopted by the 20th International Conference (Vienna, 1965) and revised by the Council of Delegates (Budapest, 1991).</b> . . . . .	339

## HUMANITARIAN ASSISTANCE

<b>Frédéric Maurice†: “Humanitarian ambition”</b> . . . . .	363
<b>Cornelio Sommaruga: Assistance to victims of war in international humanitarian law and humanitarian practice</b> . . . . .	373

*Special 1492-1992*

## 500th ANNIVERSARY OF THE DISCOVERY OF THE AMERICAS

<b>Encounter between Two Worlds</b> . . . . .	413
---	-----

### *I. Spanish doctrine of war in the sixteenth century*

<b>Sergio Moratiel Villa: The Spanish School of the new law of nations.</b>	416
<b>Peter Haggemacher: Just War and Regular War in Sixteenth Century Spanish Doctrine</b> . . . . .	434
<b>Alejandro Valencia Villa: <i>Diálogos militares</i> by Diego García de Palacio: The first American work on the law of nations</b> . . . . .	446

### *II. The School of Salamanca and human rights*

<b>Fernando Murillo Rubiera: The defence of human dignity in the New World</b> . . . . .	452
<i>Milestones in the defence of dignity and basic human rights in America</i> . . . . .	464
<b>Luciano Pereña Vicente: Charter of rights of the Indians according to the School of Salamanca</b> . . . . .	467

**PROTECTION OF THE ENVIRONMENT  
IN TIME OF ARMED CONFLICT**

<b>Philippe Antoine:</b> International humanitarian law and the protection of the environment in time of armed conflict . . . . .	517
<b>Adam Roberts:</b> Environmental destruction in the Gulf war . . . . .	538
<b>Antoine Bouvier:</b> Recent studies on the protection of the environment in time of armed conflict . . . . .	554

**DISPLACED PERSONS**

<b>Denise Plattner:</b> The protection of displaced persons in non-international armed conflicts . . . . .	567
--	-----

**INTERNATIONAL COMMITTEE OF THE RED CROSS**

<b>Respect for international humanitarian law: ICRC review of five years of activity (1987-1991) . . . . .</b>	<b>74</b>
--	-----------

**Information**

<i>NEWS FROM HEADQUARTERS:</i> New members elected to the Executive Board — ICRC appoints new Director General . . . . .	187
<b>Bosnia-Herzegovina: ICRC delegate dies in Sarajevo . . . . .</b>	<b>290</b>
<i>A tribute to Frédéric Maurice . . . . .</i>	<i>290</i>
<b>Meeting on aid for victims of the conflict in the former Yugoslavia (Geneva, 29 July 1992) . . . . .</b>	<b>389</b>
<i>THE ICRC AND THE CONFLICT IN THE FORMER YUGOSLAVIA . . . . .</i>	<i>488</i>
<b>Bosnia-Herzegovina: ICRC's solemn appeal to all Parties to the conflict . . . . .</b>	<b>492</b>
ICRC Assembly members visit Germany . . . . .	581

**Missions by the President**

● New York, Strasbourg, Bonn, Lisbon, Oslo . . . . .	188
● Berne, Lisbon, Sevilla . . . . .	294
● The Hague, Genoa, Soleure, Nice . . . . .	387

- Locarno, Strasbourg, Budapest, Warsaw, London . . . . . 494
- Republic of Korea, China, Democratic People's Republic of Korea, Strasbourg, London, Tunisia, New York . . . . . 582

## IN THE RED CROSS AND RED CRESCENT WORLD

### Events within the Movement (Celebrations)

<i>THE RED CROSS AND RED CRESCENT AT EXPO' 92 IN SEVILLE</i>	
<b>Carmen Mestre Vergara: Meeting the challenge of the future . . . . .</b>	297
<b>The Movement in Seville (8 May 1992) . . . . .</b>	299
<b>World Red Cross and Red Crescent Day 1992: Joint message of the International Federation of the Red Cross and Red Crescent Societies and of the International Committee of the Red Cross . . . . .</b>	302
<b><i>Meetings in Cordoba (5-10 May 1992) . . . . .</i></b>	304
<i>COLUMBUS '92 EXHIBITION</i>	
<b><i>The ICRC and the Italian Red Cross in Genoa . . . . .</i></b>	393

### Regional Conferences

<i>EUROPEAN REGIONAL CONFERENCE</i>	
<b><i>"The new Europe needs the new Red Cross"</i> (The Hague, 18-22 May 1992) . . . . .</b>	391
<b>Third Panafrican Conference of Red Cross and Red Crescent Societies (Mbabane, Swaziland, 28 September-2 October 1992) . . . . .</b>	589

### National Red Cross and Red Crescent Societies

● <i>ACTIVITIES OF NATIONAL RED CROSS AND RED CRESCENT SOCIETIES</i>	
<b>José A. Beliz: The Red Cross Society of Panama, 1917-1992 . . . . .</b>	193
<b>Abdullah Hamoud Al-Khamissi: The Yemenite Red Crescent Society . . . . .</b>	501
	615

● *RECOGNITION OF NATIONAL SOCIETIES*

Recognition of the Solomon Islands Red Cross Society (circular No. 557) . . . . .	94
ICRC confirms validity of the recognition granted by it to the Lithuanian Red Cross Society on 28 August 1923 (circular No. 558) . . . . .	96
ICRC confirms validity of the recognition granted by it to the Latvian Red Cross Society on 10 January 1923 (circular No. 559) . . . . .	98
Recognition of the Seychelles Red Cross . . . . .	396
Recognition of the Red Cross of the Russian Federation . . . . .	396
Recognition of the Saint Kitts and Nevis Red Cross Society . . . . .	500
Recognition of the Antigua and Barbuda Red Cross Society . . . . .	591

**Florence Nightingale Medal**

<b>Regulations for the Florence Nightingale Medal</b> , amended text adopted by the Council of Delegates (Budapest, 1991) . . . . .	383
---	-----

**Empress Shôken Fund**

Joint Commission of the Empress Shôken Fund — Seventy-first distribution of income . . . . .	397
<b>Regulations for the Empress Shôken Fund</b> . . . . .	498

**MISCELLANEOUS**

**New Parties to the Conventions  
and the Protocols**

Declaration by the State of Qatar . . . . .	100
Declaration by the Togolese Republic . . . . .	100
Accession of the Latvian Republic to the Geneva Conventions and to their Additional Protocols . . . . .	101

<b>States party to the Geneva Conventions of 12 August 1949 — States party to the Protocols of 8 June 1977 (as at 31 December 1991)</b> . . . . .	102
Declaration by the United Arab Emirates . . . . .	199
Declaration of succession of the Republic of Slovenia to the Geneva Conventions and their Additional Protocols . . . . .	309
Accession to the Protocols by the Federative Republic of Brazil . . . .	310
The Democratic Republic of Madagascar ratifies the Protocols . . . . .	310
Declaration of succession of the Republic of Croatia to the Geneva Conventions and their Additional Protocols . . . . .	311
Declaration by the Republic of Seychelles . . . . .	401
The Portuguese Republic ratifies the Protocols . . . . .	402
Declaration by the Republic of Bolivia . . . . .	505
Accession of the Union of Myanmar to the Geneva Conventions . . . .	505
Declarations of succession to the Geneva Conventions and their Additional Protocols (Turkmenistan, Republic of Kazakhstan, Republic of Kirghizstan) . . . . .	603
Accession to the Protocols by the Republic of Zimbabwe . . . . .	605
Declaration by Australia . . . . .	605
Declaration by the Republic of Poland . . . . .	606

**International Fact-Finding Commission**

International Fact-Finding Commission holds its first meeting (Bern, 12-13 March 1992) . . . . .	199
---	-----

**Agreements**

<b>ICRC and OAU sign cooperation agreement</b> . . . . .	307
Russian Federation signs headquarters agreement with ICRC . . . . .	401
	617

## Meetings

The First East Asia Military Seminar on the Law of War (Singapore, 23-27 March 1992) . . . . .	308
Declaration of the Standing Commission of the Red Cross and Red Crescent . . . . .	402
<b>XVIIth Round Table of the International Institute of Humanitarian Law</b> (San Remo, 2-4 September 1992) . . . . .	592
<i>The evolution of humanitarian assistance — Concluding statement</i> . . . . .	599

## Obituary

Death of Professor Stanislaw E. Nahlik . . . . .	110
Death of Professor Gejza Mencer . . . . .	311
Death of Professor Hamed Sultan . . . . .	312

## BOOKS AND REVIEWS

Luftkrieg und Zivilbevölkerung ( <i>Aerial warfare and the civilian population</i> ) ( <b>Heinz Marcus Hanke</b> ) . . . . .	112
Menschlichkeit für alle — Die Weltbewegung des Roten Kreuzes und des Roten Halbmonds ( <i>Humanity for all — The International Red Cross and Red Crescent Movement</i> ) ( <b>Hans Haug</b> ) . . . . .	202
Accounts of the treatment of prisoners of war during the First and Second World Wars: Le calvaire des prisonniers de guerre roumains en Alsace-Lorraine, 1917-1918 ( <i>The trials and tribulations of Romanian prisoners of war in Alsace-Lorraine, 1917-1918</i> ) ( <b>Jean Nouzille</b> ) and Ma guerre sans fusil (décembre 1942-avril 1945) — Une chronique judiciaire de la captivité ( <i>My war without a rifle — A lawcourt chronicle of captivity [December 1942-April 1945]</i> ) ( <b>Stéphane Delattre</b> ) . . . . .	206
On humanitarian assistance: Le malheur des autres ( <i>The misfortune of others</i> ) ( <b>Bernard Kouchner</b> ) and Les prédateurs de l'action humanitaire ( <i>The vultures of humanitarian work</i> ) ( <b>Xavier Emmanuelli</b> ) . . . . .	316



International humanitarian law in the contemporary world ( <i>Jovica Patrnogić</i> et <i>Boško Jakovljević</i> ) . . . . .	318
Counter-measures in public international law ( <i>Zouhair Al-Hassani</i> ) . .	320
Publications received . . . . .	404
A Form of Gratitude — The life of Angela Limerick ( <i>Donald Lindsay</i> ) . . . . .	506
“Look what you started Henry!” — A history of the Australian Red Cross, 1914-1991 ( <i>Leon Stubbings</i> ) . . . . .	508
Publications received . . . . .	607
New ICRC publications . . . . .	609
<b>Contents 1992</b> . . . . .	611