
INTERNATIONAL REVIEW OF THE RED CROSS



Published every two months by the
International Committee of the Red Cross
for the International Red Cross
and Red Crescent Movement



INTERNATIONAL COMMITTEE OF THE RED CROSS

- Mr. CORNELIO SOMMARUGA, Doctor of Laws of the University of Zurich, Doctor h.c. *rer. pol.* of Fribourg University (Switzerland), Doctor h.c. in International Relations of Minho University, Braga (Portugal), Doctor h.c. of Medicine of Bologna University (Italy), Doctor h.c. of Nice-Sophia Antipolis University, Doctor h.c. of Seoul National University (Republic of Korea). *President* (member since 1986)
- Mr. PIERRE KELLER, Doctor of Philosophy in International Relations (Yale), banker, *Vice-President* (1984)
- Mr. CLAUDIO CARATSCH, Bachelor of Arts, *Vice-President* (1990)
- Mr. ULRICH GAUDENZ MIDDENDORP, Doctor of Medicine, lecturer at the Faculty of Medicine of Zurich University, former head of the surgical department of the Cantonal Hospital, Winterthur (1973)
- Mr. MAURICE AUBERT, Doctor of Laws, Barrister, *Vice-President* from 1984 to 1991 (1979)
- Mr. DIETRICH SCHINDLER, Doctor of Laws, Honorary Professor at the University of Zurich (1961-1973) (1980)
- Mrs. RENÉE GUIBAN, General Secretary of the international *Institut de la Vie*, head of medico-social institutions in the Canton of Vaud, member of the International Association for Volunteer Effort (1986)
- Mrs. ANNE PETITPIERRE, Doctor of Laws, Barrister, Professor at the Law Faculty of the University of Geneva (1987)
- Mr. PAOLO BERNASCONI, Barrister, LL. L., lecturer in economic criminal law at the Universities of St. Gallen and Zurich, former Public Prosecutor at Lugano, member of the Swiss *Pro Juventute* Foundation (1987)
- Mrs. LISELOTTE KRAUS-GURNY, Doctor of Laws of the University of Zurich (1988)
- Mrs. SUSY BRUSCHWEILER, nurse, Director of the Swiss Red Cross College of Nursing in Aarau (1988)
- Mr. JACQUES FORSTER, Doctor of Economics, Professor at the Graduate Institute of Development Studies in Geneva (1988)
- Mr. JACQUES MOREILLON, Bachelor of Laws, Doctor of Political Science, Secretary General of the World Organization of the Scout Movement, former Director General at the ICRC (1988)
- Mr. MAX DAETWYLER, graduate in Economics and Social Sciences of the University of Geneva, Scholar in Residence of the International Management Institute (IMI) of Geneva (1989)
- Mr. RODOLPHE DE HALLER, M. D., lecturer at the Faculty of Medicine of the University of Geneva, President of the Swiss Association Against Tuberculosis and Lung Diseases (1991)
- Mr. DANIEL THURER, LL. D., LL. M. (Cambridge), Professor at the University of Zurich (1991)
- Mrs. FRANCESCA POMETTA, Bachelor of Arts, former Swiss Ambassador (1991)
- Mr. JEAN-FRANÇOIS AUBERT, LL. D., Professor at the University of Neuchâtel, former member of the Swiss National Council and Council of States (1993)
- Mr. JOSEF FELDMANN, Ph.D., tenured professor at the University of St. Gallen, Corps Commander (Rtd.) of the Swiss army (1993)
- Mrs. LILIAN UCHTENHAGEN, Doctor of Economics of the University of Basel, former member of the Swiss National Council (1993)
- Mr. GEORGES-ANDRÉ CUENDET, Bachelor of Laws of the University of Geneva, graduate of the Institute of Political Studies of the University of Paris, M.A. from Stanford University (USA), member of the Administrative Council of Cologne, Geneva (1993)

EXECUTIVE BOARD

Mr. CORNELIO SOMMARUGA, *President*

Mr. CLAUDIO CARATSCH, *permanent Vice-President*

Mr. JACQUES FORSTER, *member of the ICRC*

Mrs. ANNE PETITPIERRE, *member of the ICRC*

Mr. PETER FUCHS, *Director General*

Mr. JEAN DE COURTEN, *Director of Operations*

Mr. YVES SANDOZ, *Director for Principles, Law
and Relations with the Movement*

INTERNATIONAL REVIEW
OF THE RED CROSS

CONTENTS

MARCH-APRIL 1994
No. 299

Special
**PROHIBITIONS AND RESTRICTIONS ON
THE USE OF CERTAIN WEAPONS**

Three key questions, editorial by Yves Sandoz	93
Henri Meyrowitz: <i>The principle of superfluous injury or unnecessary suffering</i> — From the Declaration of St. Petersburg of 1868 to Additional Protocol I of 1977	98
Report of the <i>International Committee of the Red Cross</i> for the Review Conference of the 1980 United Nations Convention on Prohibitions or Restrictions on the Use of Certain Conventional Weapons Which May be Deemed to be Excessively Injurious or to have Indiscriminate Effects (<i>ICRC, February 1994</i>)	123
● <i>Annex I:</i> Results of the Montreux Symposium on Anti-Personnel Mines	159
● <i>Annex II:</i> Symposium of Military Experts on the Military Utility of Anti-Personnel Mines	170
Eric Prokosch: Arguments for restricting cluster weapons: humanitarian protection versus “military necessity”	183
	89

HISTORY OF HUMANITARIAN IDEAS

- Dr. Jean Guillermand:** The historical foundations of humanitarian action — Part II: *Humanism and philosophical thought* 194

INTERNATIONAL COMMITTEE OF THE RED CROSS

- Obituary — *Max Petitpierre* 217

IN THE RED CROSS AND RED CRESCENT WORLD

- 26th International Conference of the Red Cross and Red Crescent (Geneva, December 1995) 219

Because of the large amount of material concerning the *prohibitions and restrictions on the use of certain weapons*, the articles under the headings “Miscellaneous” and “Books and reviews” will appear in one of the coming issues of the *Review*.

**THE INTERNATIONAL REVIEW OF THE RED CROSS
IN 1994**

- Special prominence will be given to the follow-up to the **Final Declaration of the International Conference for the Protection of War Victims** (Geneva, August-September 1993):
 - **Comments** on the action to be taken on the Final Declaration of the Conference and **information** on follow-up activities
 - Promotion of **universal acceptance** of international humanitarian law (IHL)
 - **Implementation of IHL** — measures that States can take to meet their obligation to ensure respect for IHL
 - Implementation at **national level** of measures to ensure respect for IHL
 - **Dissemination of IHL**
 - **Marking** and **identification** of medical establishments and transports
 - **Suppression of grave breaches of IHL**
- Looking ahead to the **Review Conference of the 1980 United Nations Convention on prohibitions or restrictions on the use of certain conventional weapons**:
 - The concept of **superfluous injury** or **unnecessary suffering**
 - **Prohibitions and restrictions on the use of certain weapons**
 - **Report of the ICRC**
- To mark the 75th anniversary of the International Federation of Red Cross and Red Crescent Societies — **the Red Cross, the Red Crescent and vulnerable communities.**
- October 1869-October 1994: **the 125th anniversary of the *International Review of the Red Cross*.**
- **History of humanitarian ideas:** The historical origins of humanitarian endeavour.

ARTICLES SUBMITTED FOR PUBLICATION
IN THE *INTERNATIONAL REVIEW OF THE RED CROSS*

The *International Review of the Red Cross* invites readers to submit articles relating to the various humanitarian concerns of the International Red Cross and Red Crescent Movement. These will be considered for publication on the basis of merit and relevance to the topics to be covered during the year.

● Manuscripts will be accepted in *English, French, Spanish, Arabic* or *German*.

Texts should be typed, double-spaced, and no longer than 20 pages (or 4 000 words). Please send diskettes if possible (*Word-perfect 5.1 preferred*).

● Footnotes (*no more than 30*) should be numbered superscript in the main text. They should be typed, double-spaced, and grouped at the end of the article.

● Bibliographical references should include at least the following details: (a) for books, the author's initials and surname (in that order), book title (underlined), place of publications, publishers and year of publication (in that order), and page number(s) referred to (p. or pp.); (b) for articles, the author's initials and surname, article title in inverted commas, title of periodical (underlined), place of publication, periodical date, volume and issue number, and page number(s) referred to (p. or pp.). The titles of articles, books and periodicals should be given in the original language of publication.

● Unpublished manuscripts will not be returned.

● Published works sent to the editor will be mentioned in the list of publications received and, if considered appropriate, reviewed.

● Manuscripts, correspondence and requests for permission to reproduce texts appearing in the *Review* should be addressed to the editor.

Articles, studies, and other signed texts from non-ICRC sources published in the *Review* reflect the views of the author alone and not necessarily those of the ICRC.