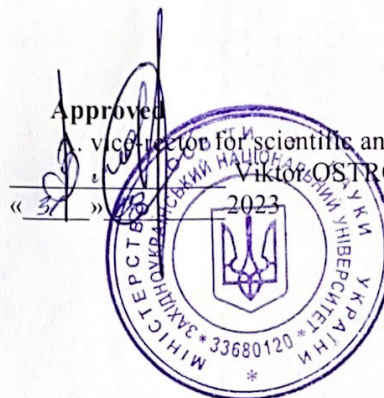


**MINISTRY OF EDUCATION AND SCIENCE OF UKRAINE
WEST UKRAINIAN NATIONAL UNIVERSITY
LAW FACULTY**



Approved
T.a. Dean of Faculty of Law
Nadira MOSKALYUK
« 31 » 08 2023



Approved
Vice-rector for scientific and pedagogical work
Viktor OSTROVERKHOV
« 31 » 08 2023

**Work program
discipline**

«International humanitarian law»

Higher education degree - bachelor
Field of knowledge - 29 International relations
Specialty - 293 International law
Educational and professional program – «International law»

Department of International Law and Migration Policy

Form of study	Study year	Semester	Lectures	Practical classes	Individual work	Training, CPIT	Student-self study	Total	Exam/Credit
Full-time	4	7	26	26	3	6	89	150	Exam

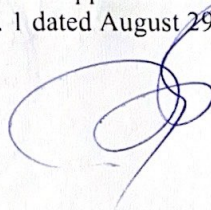
31.08.2023
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The work program was developed on the basis of the educational and professional program for Bachelor's field of knowledge 29 International relations, specialty 293 International law (approved by the Academic Council of WUNU, Protocol No. 10 from 24.06.2020).

The work program was prepared by the Head of the Department of International Law and Migration Policy, Dr. Yaryna ZHUKORSKA.

The work program was considered and approved at the meeting of the Department of International Law and Migration Policy, Protocol No. 1 dated August 29, 2023.

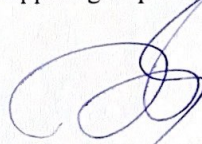
Head of Department



Yaryna ZHUKORSKA

Considered and approved by the Support group of specialty 293 International law, Protocol No. 1 dated August 31, 2023.

Head of the SGS



Yaryna ZHUKORSKA

Guarantor of EP



Liudmyla SAVANETS

STRUCTURE OF THE WORK PROGRAM OF EDUCATIONAL DISCIPLINE

« International Humanitarian Law »

1. Description of the discipline « International Humanitarian Law »

Discipline	Field of knowledge, specialty, educational and professional program, higher education degree	Characteristics of the discipline
Quantity of ECTS credits – 5	Field of knowledge - 29 «International relations»	Discipline of the block of normative professional training Language of study: English
Quantity of credit modules – 4	Specialty – 293 «International law»	Year of study - 4 Semester – 7
Number of content modules – 2	Educational and Professional Program - 293 International Law	Lectures – 26 hours. Practical classes – 26 hours.
Total number of hours – 150 hours.	Higher education degree – Bachelor	Student-self study – 89 hours, training/CPIT - 6 hours. Individual work – 3 hours.
Weekly hours – 12 hours, of which classroom hours – 4 hours		Type of final control – exam

2. The purpose and tasks of the discipline "International Humanitarian Law".

2. 1. The purpose of studying the discipline

The purpose of studying the discipline "International Humanitarian Law" is for students to acquire knowledge about the sources and principles of international humanitarian law; concepts and types of armed conflicts and the legal status of its participants; regime of military captivity and military occupation; means and methods of waging war; protection of cultural values and civilian objects in armed conflicts; responsibility for complicity in war crimes and crimes against humanity; and also about international legal means of protecting human rights.

2. 2. The task of studying the discipline

To form the ability to: identify, formulate and evaluate problems in the field of international humanitarian law, apply tools, means and methods of international humanitarian law to solve them; to thoroughly investigate the modern problems of liability for violation of IHL norms, rethink its content and development trends; operate with a specific categorical apparatus, modern theories and concepts.

2. Name and description of competences, the formation of which ensures the study of the discipline:

SC 1. Ability to critically understand the theories, principles, methods and concepts of international law, European law, comparative law, to take into account the temporal factor and to predict the main directions of development of legal systems.

SC 2. Ability to form judgments in the field of international, European, national law, comparative jurisprudence, taking into account social, scientific and ethical aspects.

SC 3. Ability to protect own national interests and human rights through international legal instruments and mechanisms.

SC 7. Ability to provide legal opinions and advice on issues of international public and private law, national law of Ukraine and the law of other states; to predict and assess legal risks of foreign policy and foreign economic initiatives and ways of their minimization.

2.4. Prerequisites for the study of discipline.

International public law (main branches and institutions).

2.5. Learning outcomes

LO 1. Know and understand the basics of state foreign policy, the nature and dynamics of international relations, international cooperation at the universal and regional levels, identify the legal status of subjects of international relations and the nature of interaction between them.

LO 2. To understand the historical context of the formation of international legal norms and institutions, the values underlying them, to predict the main directions of development of international and national law.

LO 6. To provide legal support for international public relations and international private relations, to protect the rights and interests of individuals and legal entities, as well as the national interests of the state of Ukraine, through international and national legal mechanisms.

LO 12. Communicate to specialists and non-specialists information, ideas, problems, solutions and own experiences on current issues of European and Euro-Atlantic integration, international, national and comparative law.

LO 15. Formulate conclusions, develop recommendations, justify one's own vision of ways to solve problems in the field of law-making, law interpretation and law enforcement.

LO 16. To know modern scientific achievements in the field of international and national law, to have skills in research work, to interpret the results of scientific research and to take them into account in practical professional activities.

LO 18. Determine the persuasiveness of arguments in the process of assessing previously unknown conditions and circumstances.

3. PROGRAM OF EDUCATIONAL DISCIPLINE

Content module 1

Topic 1. The concept and history of the formation of international humanitarian law

The development of the ideas of humanism from ancient times to the present. The first attempts at regulatory and legal regulation of the rules of warfare and the treatment of prisoners of war and the civilian population. Creation of the International Committee of the Red Cross and the Geneva Conference of 1864. International conferences on humanitarian law. International humanitarian law as a branch of international public law.

Topic 2. Sources and principles of international humanitarian law

Types of sources of international humanitarian law. General and special sources. Global and regional acts on human rights. Geneva law, Hague law and New York law. Principles of modern international humanitarian law.

Topic 3. Concepts and types of armed conflicts. Stages of war

The concept of armed conflict. Armed conflicts of an international and non-international nature. Parties in an international armed conflict. The concept of "belligerent party". Concept and conditions of "humanitarian intervention". Neutrality in war. The beginning of the war and its legal consequences. Declaration of war and the beginning of hostilities. State of war. Theater of combat operations. Rules of land and sea warfare. Ways of ending hostilities.

Topic 4. Legal status of persons in armed conflicts

War participants and civilians. Types of war participants. Legal status of combatants and non-combatants. Legal status of partisans. Scouts and spies. Legal status of the civilian population during armed conflict. The concept of the patron state.

Topic 5. Regime of military captivity and military occupation

Concepts and signs of prisoners of war. Legal status of a prisoner of war. Internment of prisoners of

war. Release and repatriation of prisoners of war. The concept of military occupation. Rights and obligations of the occupying power. Guarantees for civilians living in the occupied territories.

Content module 2

Topic 6. Means and methods of waging war

The concept of means and methods of warfare. Complete and partial ban on some types of means of warfare. Prohibition or restriction of the use of specific types of conventional weapons. Prohibition or restriction of the use of weapons of mass destruction. Use of nuclear weapons. Prohibited methods of waging war. Distinguishing the concepts of "treachery" and "military cunning".

Topic 7. Protection of civilian objects and cultural values in armed conflicts

The concept of military and civilian objects. Objects that are cultural values. International legal basis for the protection of civilian objects and cultural values during armed conflicts. International register of cultural values under special protection.

Topic 8. Responsibility for crimes and offenses in the field of international humanitarian law

International acts on the criminal responsibility of individuals for war crimes and crimes against humanity. Concepts of "war crime", "crime against humanity", "genocide". Rules for the extradition of persons who have committed crimes in the field of international humanitarian law. International ad hoc tribunals. Responsibility for crimes in the field of international humanitarian law in national law.

Topic 9. International legal means of protection of human rights in the field of international humanitarian law

International legal procedures for the protection of human rights. Review of states' reports on the fulfillment of commitments to protect human rights. Consideration of complaints about violation of the rights of individuals and groups of persons. Rules for consideration of individual complaints in the European Court of Human Rights. Investigation of human rights violations. Activities of the UN High Commissioners for Human Rights and Refugee Affairs.

4. Program of a credit in course "International Humanitarian Law" (full-time education)

№п/п	Topics	Hours					Control tasks
		Lectures	Practical trainings	Individual work	Student self-study	Training/ CPIT	
Content module 1							
1.	Topic 1. The concept and history of the formation of international humanitarian law	2	2	1	9	3	Tests, questions
2.	Topic 2. Sources and principles of international humanitarian law	2	2		9		Cases
3.	Topic 3. Concepts and types of armed conflicts. Stages of war	4	4		9		Tests, questions
4.	Topic 4. Legal status of persons in armed conflicts	2	2		9		Cases
5.	Topic 5. Regime of military captivity and military occupation	4	4		9		Cases
Content module 2							
6.	Topic 6. Means and methods of waging war	4	4	2	9	3	Tests, questions

7.	Topic 7. Protection of civilian objects and cultural values in armed conflicts	2	2		9		Tests, questions
8.	Topic 8. Responsibility for crimes and offenses in the field of international humanitarian law	4	4		13		Tests, questions
9.	Topic 9. International legal means of protection of human rights in the field of international humanitarian law	2	2		13		Cases
	Total	26	26	3	89	6	

5. THEMATICS OF PRACTICAL TRAINING

Content module 1

Practical class 1

Topic 1. The concept and history of the formation of international humanitarian law

Purpose: to study the concept and history of the formation of international humanitarian law.

Questions for discussion:

The development of the ideas of humanism from ancient times to the present. The first attempts at regulatory and legal regulation of the rules of warfare and the treatment of prisoners of war and the civilian population. Creation of the International Committee of the Red Cross and the Geneva Conference of 1864. International conferences on humanitarian law. International humanitarian law as a branch of international public law.

Practical class 2

Topic 2. Sources and principles of international humanitarian law

Purpose: study of the sources and principles of international humanitarian law.

Questions for discussion:

Types of sources of international humanitarian law. General and special sources. Global and regional acts on human rights. Geneva law, Hague law and New York law. Principles of modern international humanitarian law.

Practical class 3-4

Topic 3. Concepts and types of armed conflicts. Stages of war

Purpose: study of the concept and types of armed conflicts, stages of war.

Questions for discussion:

The concept of armed conflict. Armed conflicts of an international and non-international nature. Parties in an international armed conflict. The concept of "belligerent party". The concept and conditions of "humanitarian intervention". Neutrality in war. The beginning of the war and its legal consequences. Declaration of war and the beginning of hostilities. State of war. Theater of combat operations. Rules of land and sea warfare. Ways of ending hostilities.

Practical class 5

Topic 4. Legal position of persons in armed conflicts

Purpose: study of the legal position of persons in armed conflicts

Questions for discussion:

War participants and civilians. Types of war participants. Legal status of combatants and non-combatants. Legal status of partisans. Scouts and spies. The legal position of the civilian population during the armed conflict. The concept of the patron state.

Content module 2

Practical class 6-7

Topic 5. Regime of military captivity and military occupation

Purpose: study of the regime of military captivity and military occupation

Questions for discussion:

Concepts and signs of prisoners of war. Legal status of a prisoner of war. Internment of prisoners of

war. Release and repatriation of prisoners of war. The concept of military occupation. Rights and obligations of the occupying power. Guarantees for civilians living in the occupied territories.

Practical class 8

Topic 6. Means and methods of waging war

Purpose: study of means and methods of warfare. **Questions for discussion:**

The concept of means and methods of warfare. Complete and partial ban on some types of means of warfare. Prohibition or restriction of the use of specific types of conventional weapons. Ban or limiting the use of weapons of mass destruction. Use of nuclear weapons. Prohibited methods of waging war. Distinguishing the concepts of "treachery" and "military cunning".

Practical class 9

Topic 7. Protection of civilian objects and cultural values in armed conflicts

Purpose: research on the protection of objects and cultural values in armed conflicts.

Questions for discussion:

The concept of military and civilian objects. Objects that are cultural values. International legal bases for the protection of civilian objects and cultural values during armed conflicts. International register of cultural values under special protection.

Practical class 10-11

Topic 8. Responsibility for crimes and offenses in the field of international humanitarian rights

Purpose: study of responsibility for crimes and offenses in the field of international humanitarian law.

Questions for discussion:

International acts on the criminal responsibility of individuals for war crimes and crimes against humanity. The concept of "war crime", "crime against humanity", "genocide". Rules for the extradition of persons who have committed crimes in the field of international humanitarian law. International ad hoc tribunals. Responsibility for crimes in the field of international humanitarian law in national law.

Practical class 12

Topic 9. International legal means of protection of human rights in the field of international humanitarian right

Purpose: study of international legal means of protection of human rights in the field of international humanitarian law.

Questions for discussion:

International legal procedures for the protection of human rights. Review of states' reports on the fulfillment of their obligations to protect human rights. Consideration of complaints about violation of the rights of individuals and groups of persons. Rules for consideration of individual complaints in the European Court of Human Rights. Investigation of human rights violations. Activities of the UN High Commissioners for Human Rights and Refugee Affairs.

6. Complex practical individual task

Complex Practical Individual Task (CPIT) is a form of training designed to deepen, summarize and consolidate the knowledge that students receive in the learning process, as well as the application of this knowledge in practice. CPIT is performed by students independently under the supervision of teachers; this is the completed theoretical or practical work within the curriculum of the course, which is executed on the basis of knowledge, skills and skills obtained during the process of lectures, practical classes.

Types of CPIT in the academic discipline "International Humanitarian Law":

- preparation of a scientific article or theses of a scientific report for publication;
- participation in Internet conferences;
- participation in student Olympiads;
- writing essays, performing creative tasks;
- participation in a team project.

The type of CPIT is agreed with each student individually.
 CPIT topics are also agreed individually.

7. Student self-study

Student self-study as the main form of learning by the student of the educational material at the time, free of compulsory classes and without the participation of the teacher, involves a personal, self-centered organization of student learning.

№	Title of topic
1.	Topic 1. The concept and history of the formation of international humanitarian law
2.	Topic 2. Sources and principles of international humanitarian law
3.	Topic 3. Concepts and types of armed conflicts. Stages of war
4.	Topic 4. Legal status of persons in armed conflicts
5.	Topic 5. Regime of military captivity and military occupation
6.	Topic 6. Means and methods of waging war
7.	Topic 7. Protection of civilian objects and cultural values in armed conflicts
8.	Topic 8. Responsibility for crimes and offenses in the field of international humanitarian law
9.	Topic 9. International legal means of protection of human rights in the field of international humanitarian law

8. Training

The topic of the training

1. International Tribunal for Rwanda.
2. International Tribunal for Yugoslavia.
3. Nuremberg Tribunal.
4. International Tribunal for the Russian Federation (model and prospects).

Training procedure

1. Familiarize yourself with the prerequisites for creating a tribunal, its structure, jurisdiction.
2. To analyze the peculiarities of the tribunal and their influence on the development of international law.
3. Present the results of the analysis in the form of a team project (for example, a simulated court session).
- 4.

9. Means of evaluation and methods of demonstrating learning outcomes

In the process of studying the discipline "International humanitarian Law", evaluation tools and methods of demonstrating learning results are used: current survey; credit module survey; team projects; analytical reports, abstracts, essays; presentations of the results of completed tasks and

research; rector's control work. The final form of control is an exam. When studying the academic discipline " International Humanitarian Law ", the following teaching methods are used: lectures, seminar classes, individual classes, performing scientific works under the guidance of a teacher.

10. Criteria, forms of current and final control

The final score (on a 100-point scale) in the discipline "International humanitarian law" is defined as the weighted average, depending on the proportion of each component of the loan:

Credit module 1	Credit module 2	Credit module 3	Exam
20	20	20	40
Oral survey during classes (1-5 topics) - 10 points per topic - max. 50 points Modular control work - max. 50 points	Oral survey during classes (6-9 topics) - 10 points per topic - max. 40 points Modular control work - max. 60 points	Preparation of CPIT - max. 40 points. Protection of CPIT -max. 40 points Participation in trainings - max. 20 points	Theoretical questions (2 questions) - 30 points each, max. 60 points case (1 case) - max. 40points

Grading scale:

On the scale university	On the national scale	On the ECTS scale
90-100	excellent	A (excellent)
85-89	good	B (very good)
75-84		C (good)
65-74	satisfactory	D (satisfactory)
60-64		E (enough)
35-59	non-satisfactory	FX (non-satisfactory with possibility of repeated passing)
1-34		F (non-satisfactory with repeated cours of lectures)

11. List of guidelines and materials

№ з/п	Visual materials	Topics
1.	Electronic version of theoretical questions	1–9
2.	Individual tasks for independent performance (electronic version)	1–9
List of methodical instructions and materials		
1.	Individual tasks for independent study of the discipline (electronic version)	1–9
2.	Materials for distance learning of the course	1–9

List of recommended literature:

1. Christian Henderson. The Use of Force and International Law (Hardcover).2020. 440 p.

2. Cohen A., Zlotogorski D. Proportionality in International Humanitarian Law. Consequences, Precautions, and Procedures. Oxford University Press, 2021. 262 h.
3. Detention of Civilians in the Context of the Armed Attack by the Russian Federation Against Ukraine, 24 February 2022 - 23 May 2023. Office of the United Nations High Commissioner for Human Rights. 2023. 42 p.
4. International Humanitarian Law: Modern Developments of the Limitation of Warfare. Routledge, 2019. 332 p.
5. McCoubrey H. The Oxford Guide to International Humanitarian Law Edited by Ben Saul, Dapo Akande. Oxford: Oxford University Press, 2020.
6. Roberta Arnold. International Humanitarian Law and Human Rights Law: Towards a New Merger in International Law (Hardcover). Paperback. 2021. 629 p.
7. Sassòli M. International Humanitarian Law. Rules, Controversies, and Solutions to Problems Arising in Warfare. 2019. 720 p.

Information resources

- 1 International Criminal Court – <http://www.icc.int>
- 2 International Committee of the Red Cross - <https://www.icrc.org/>
- 3 Standing Commission of the Red Cross and Red Crescent - <https://standcom.ch/>
- 4 Geneva Call - <https://www.genevacall.org/>
- 5 United Nations – <http://www.un.org>