

# ENFORCING RESTRAINT

*Collective  
Intervention  
in Internal  
Conflicts*



Edited by Lori Fisler Damrosch

A Council on Foreign Relations Book

# Enforcing Restraint Collective Intervention In Internal Conflicts

**Peter Malanczuk**



## **Enforcing Restraint Collective Intervention In Internal Conflicts:**

*Enforcing Restraint* Lori Fisler Damrosch, 1993      **Enforcing international law through non-forcible measures**  
Academie De Droit International de la Haye, 1998-09-29 1 Use of force      Nationalism and Ethnic Conflict, revised edition  
Michael E. Brown, Owen R. Cote, Jr., Sean M. Lynn-Jones, Steven E. Miller, 2001-09-14 Understanding the roots and causes of ethnic animosity analyses of recent events in Bosnia Kosovo Rwanda Somalia and the former Soviet Union Most recent wars have been complex and bloody internal conflicts driven to a significant degree by nationalism and ethnic animosity Since the end of the Cold War dozens of wars in Bosnia Kosovo Rwanda Somalia the former Soviet Union and elsewhere have killed or displaced millions of people Understanding and controlling these wars has become one of the most important and frustrating tasks for scholars and political leaders This revised and expanded edition of *Nationalism and Ethnic Conflict* contains essays from some of the world's leading analysts of nationalism ethnic conflict and internal war The essays from the first edition have been updated and supplemented by analyses of recent conflicts and new research on the resolution of ethnic and civil wars The first part of the book addresses the roots of nationalistic and ethnic wars focusing in particular on the former Yugoslavia The second part assesses options for international action including the use of force and the deployment of peacekeeping troops The third part examines political challenges that often complicate attempts to prevent or end internal conflicts including refugee flows and the special difficulties of resolving civil wars      **The International Dimensions of Internal Conflict** Michael Edward Brown, 1996 Internal conflicts threaten many countries and regions globally The first part of this book examines the sources of internal conflicts and the ways these may affect neighbouring states and the international community The second part covers specific problems policy instruments and key actors      *International Law and Civil Wars* Eliav Lieblich, 2013-03-05 This book examines the international law of forcible intervention in civil wars in particular the role of party consent in affecting the legality of such intervention In modern international law it is a near consensus that no state can use force against another the main exceptions being self defence and actions mandated by a UN Security Council resolution However one more potential exception exists forcible intervention undertaken upon the invitation or consent of a government seeking assistance in confronting armed opposition groups within its territory Although the latter exception is of increasing importance the numerous questions it raises have received scant attention in the current body of literature This volume fills this gap by analyzing the consent exception in a wide context and attempting to delineate its limits including cases in which government consent power is not only negated but might be transferred to opposition groups The book also discusses the concept of consensual intervention in contemporary international law in juxtaposition to traditional legal doctrines It traces the development of law in this context by drawing from historical examples such as the Spanish Civil War as well as recent cases such those of the Democratic Republic of the Congo Somalia Libya and Syria This book will be of much interest to students of international law civil wars the Responsibility to Protect war and conflict studies and IR in

general *State Collapse and Post-conflict Development in Africa* Abdullah A. Mohamoud, 2006 Mohamoud's work considers the underlying causes for the breakdown of the state across both time and space. Time is considered across the triple history: the pre-colonial, colonial, and post-colonial processes. Space is used in the sense of taking the whole of Somalia as a unit of analysis. This approach enables the discovery of different structural crises over a period of time and examines these cumulative effects on the current upheavals in Somalia. Among the approaches, *State Collapse and Post Conflict Development in Africa* covers the constraints in the harsh material environment, the subsistence pastoral mode of existence, the colonial intervention, and the subsequent division of the land into five parts. Cold War geopolitics, decades of armed struggles, and the post-colonial crisis of governance. Dr. Abdulla Awil Mohamoud runs SAHAN, an academic research and consultancy agency which conducts policy-oriented research and fact-finding missions abroad, mainly in Africa, undertakes evaluation and monitoring activities, provides training, and offers advisory services on integration and multi-cultural issues. He holds an MA degree from Jawaharlal Nehru University, New Delhi, and earned his PhD at the University of Amsterdam. Mohamoud has served regularly as an election observer in UN, EU, Council of Europe, and OSCE missions to conflict and war-torn societies in East Timor, Kosovo, Nigeria, Serbia, and Zimbabwe.

**War and the Red Cross** NA, 2016-04-30 Wars in the post-Cold War era are overwhelmingly internal or civil wars. Civilians, mostly women, children, and the elderly, make up over ninety percent of the casualties in these wars. This statistic has convinced the world's premier war relief organization, the Swiss-based International Committee of the Red Cross (ICRC), to take on a new mission to make these wars dysfunctional and to end them. Berry reveals how this mission remains unpublicized and unsaid due to the effect which many fear it would have on the ICRC's traditional purpose of providing war relief. Exposing the ICRC's intricate and ambitious strategy, Berry shows how it was put into operation in the former Yugoslavia, Rwanda, the Sudan, Afghanistan, and Guatemala. The book reveals that a major non-governmental organization while proclaiming to be non-political has a huge political agenda.

**Can Might Make Rights?** Jane Stromseth, David Wippman, Rosa Brooks, 2006-09-25 This book looks at why it's so difficult to create the rule of law in post-conflict societies such as Iraq and Afghanistan and offers critical insights into how policy makers and field workers can improve future rule of law efforts. A must-read for policy makers, field workers, journalists, and students trying to make sense of the international community's problems in Iraq and elsewhere, this book shows how a narrow focus on building institutions such as courts and legislatures misses the more complex cultural issues that affect societal commitment to the values associated with the rule of law. The authors place the rule of law in context, showing the interconnectedness between the rule of law and other post-conflict priorities such as reestablishing security. The authors outline a pragmatic synergistic approach to the rule of law which promises to reinvigorate debates about transitions to democracy and post-conflict reconstruction.

**Partnership Peace Operations** Hideaki Shinoda, 2024-04-09 Partnership is a key concept in contemporary international peace operations. There is no universal model of peace operations in contemporary international society. Ad hoc arrangements

of partnership between the United Nations and various regional organizations are consequences of the complex circumstances of international security. The ways in which partnerships are organised differently in different regions reflect each region's distinctive security situation. The universal nature of liberal peacebuilding is thus maintained only by ad hoc arrangements. All the UN peacekeeping operations in Africa have some partnership linkages with regional or sub-regional organizations ranging from the African Union AU and regional mechanisms to the European Union EU. What are the conditions and characteristics that enable or lead to partnership peacekeeping in Africa? How should we understand lower levels of partnership peacekeeping in other regions? By highlighting key characteristics of partnership peacekeeping, the book explores these issues and argues that partnership is a reflection of political circumstances. The book provides an unexplored but critical perspective to understand the contemporary world for those who study International Relations, Security Studies, International Organizations and Peace Studies.

The International Spread of Ethnic Conflict David A. Lake, Donald Rothchild, 2020-10-06. The wave of ethnic conflict that has recently swept across parts of Eastern Europe, the former Soviet Union and Africa has led many political observers to fear that these conflicts are contagious. Initial outbreaks in such places as Bosnia, Chechnya and Rwanda, if not contained, appear capable of setting off epidemics of catastrophic proportions. In this volume, David Lake and Donald Rothchild have organized an ambitious, sophisticated exploration of both the origins and spread of ethnic conflict, one that will be useful to policymakers and theorists alike. The editors and contributors argue that ethnic conflict is not caused directly by intergroup differences or centuries-old feuds and that the collapse of the Soviet Union did not simply uncork ethnic passions long suppressed. They look instead at how anxieties over security, competition for resources, breakdown in communication with the government and the inability to make enduring commitments lead ethnic groups into conflict and they consider the strategic interactions that underlie ethnic conflict and its effective management. How, why and when do ethnic conflicts either diffuse by precipitating similar conflicts elsewhere or escalate by bringing in outside parties? How can such transnational ethnic conflicts best be managed? Following an introduction by the editors which lays a strong theoretical foundation for approaching these questions, Timur Kuran, Stuart Hill, Donald Rothchild, Colin Cameron, Will H. Moore and David R. Davis examine the diffusion of ideas across national borders and ethnic alliances. Without disputing that conflict can spread, James D. Fearon, Stephen M. Saideman, Sandra Halperin and Paula Garb argue that ethnic conflict today is primarily a local phenomenon and that it is breaking out in many places simultaneously for similar but largely independent reasons. Stephen D. Krasner, Daniel T. Froats, Cynthia S. Kaplan, Edmond J. Keller, Bruce W. Jentleson and I. William Zartman focus on the management of transnational ethnic conflicts and emphasize the importance of domestic confidence building measures, international intervention and preventive diplomacy.

*Recourse to Force* Thomas M. Franck, 2002-10-24. The nations that drafted the UN Charter in 1945 clearly were more concerned about peace than about justice. As a result, the Charter prohibits all use of force by states except in the event of an armed attack or when authorised

by the Security Council This arrangement has only very imperfectly withstood the test of time and changing world conditions In requiring states not to use force in self defence until after they had become the object of an actual armed attack the Charter failed to address a growing phenomenon of clandestine subversion and of instantaneous nuclear threats Fortunately although the Charter is very hard to amend the drafters did agree that it should be interpreted flexibly by the United Nations principal political institutions In this way the norms governing use of force in international affairs have been adapted to meet changing circumstances and new challenges The book also relates these changes in law and practice to changing public values pertaining to the balance between maintaining peace and promoting justice *Status of Personnel, Use of Force, and International Law of Armed Conflict in the Context of New United Nations Peacekeeping Operations* Jeffrey Walker, 1998 With the end of the Cold War and the resurgence of dormant ethnic and intrastate conflicts within many nations the demands for international forces to keep the peace ensure humanitarian relief and secure democratic institutions in splintering states around the world have increased dramatically The United States has significantly increased its own involvement in United Nations operations At the same time as demands for forceful intervention have increased events in Bosnia Somalia Haiti and other troubled areas around the world have revealed shortfalls in the developed world's ability to deal the non traditional missions of nation building securing humanitarian rights and large scale peace enforcement operations A fundamental question arises in the face these new operations how well do rules developed during the era of limited classical peacekeeping fit these new missions Can the old rules still apply in this new age of peace operations Part of the problem in applying classical peacekeeping rules today is that they are a mishmash of guidelines on when to intervene and once decision to intervene is made what the rules on the use of force should be The issue of regulation of the use of force in peacekeeping and humanitarian missions is covered A third important issue the legal status United Nations forces engaging in new types of expanded peace operations and their resulting obligations under the international law of armed conflict is also discussed

**The Law of Armed Conflict and the Use of Force** Frauke Lachenmann, Rüdiger Wolfrum, 2017 This volume collects articles on the law of armed conflict and the use of force from the Max Planck Encyclopedia of Public International Law to facilitate easy access to content from the leading reference work in international law **Confronting Ethnic Conflict** Jennifer L. De Maio, 2009-01-01 Confronting Ethnic Conflict critically assesses the role of external intervention in managing selected ethnic conflicts in Africa Given the pervasive threat of ethnic conflict and the growing incidence of internal wars spilling across borders understanding the impact of third party intervention on conflict prevention durable peaceful governance and amicable social relations becomes a critical exercise for any scholar of conflict management The purpose of this project is to determine whether intervention strategies undertaken by international regional and subregional actors can be devised or improved so as to maximize the likelihood of successful conflict management in the case of internal conflicts particularly ethnic conflicts As the literature and empirical evidence suggest third party intervention does not always prevent

or end violence De Maio contends that external involvement is more likely to lead to effective conflict management if it works to alter the perceptions of the antagonists and ensures that the parties truly own the peace This book focuses on four cases in detail the Somali crisis from 1988 to 1992 the Burundi conflict from 1995 to 2003 the protracted conflict in Sudan from 1983 to 2005 and the 1994 KwaZulu Natal civil conflict in South Africa The cases were selected because their varying outcomes and different types of third party involvement suggest that insights can be gained into the conditions that determine successful third party intervention

**Max Planck Yearbook of United Nations Law** Jochen Abraham Frowein, Rüdiger Wolfrum, 1997-09-01 Blaskif *Popular Governance of Post-Conflict Reconstruction* Matthew Saul, 2014-07-24 How can a population influence decision making on post conflict reconstruction This book explores the international legal framework for post conflict popular governance

The United Nations, Intra-State Peacekeeping and Normative Change Esref Aksu, 2003 The UN and Intra State Conflict Problematising the Normative Connection Rethinking the UN Through Intra State Peacekeeping the Analytical Framework The UN s Role in Historical Context Impact of Structural Tensions and Thresholds UN Peacekeeping in Intra State Conflicts Evolution of the Normative Basis The UN in the Congo Conflict ONUC The UN On the Cyprus Conflict UNFICYP The UN in the Angola Conflict UNAVEM The UN in the Cambodia Conflict UNTAC Reflections on International Normative Change

**African Yearbook of International Law / Annuaire Africain de Droit International** Abdulqawi Yusuf, 1995-01-01 Founded in 1993 the African Yearbook now published under the auspices of the African Foundation for International Law is the only scholarly publication devoted exclusively to the study development dissemination and wider appreciation of international law in Africa as a whole Through the scholarly analysis of international legal issues of particular relevance to the African continent it also contributes to the acceptance of and respect for the rule of law in intra African relations and for the principles of international law in general Its uniqueness however goes beyond this for through its special themes and general articles it has succeeded over the years to serve as an intellectual forum where the development of international law is viewed as being integral to Africa s own development Through the study and analysis of emerging legal issues of particular relevance to Africa such as the creation of viable continental institutions capable of promoting unity and security for the peoples of the continent the effective protection of human rights the need for accountability for mass killings and massive violations of the rule of law the promotion of a rule based democratic culture the role of African countries in a globalizing world economy and in international trade relations the Yearbook strives to be responsive to the intellectual needs of African countries in the area of international law and to the continuing struggle for creating an environment conducive to the rule of law throughout the continent The Yearbook also provides ready access to the basic documents of African international organizations by regularly publishing the resolutions and decisions of regional and sub regional organizations as well as the conventions protocols and declarations adopted by pan african agencies Through the study and analysis of emerging legal issues of particular relevance to Africa such as the creation of viable

continental institutions capable of promoting unity and security for the peoples of the continent the effective protection of human rights the need for accountability for mass killings and massive violations of the rule of law the promotion of a rule based democratic culture the role of African countries in a globalizing world economy and in international trade relations the Yearbook strives to be responsive to the intellectual needs of African countries in the area of international law and to the continuing struggle for creating an environment conducive to the rule of law throughout the continent The Yearbook also provides ready access to the basic documents of African international organizations by regularly publishing the resolutions and decisions of regional and sub regional organizations as well as the conventions protocols and declarations adopted by pan african agencies

**Akehurst's Modern Introduction to International Law** Peter Malanczuk, 2002-04-12 First published in 2002 Routledge is an imprint of Taylor Francis an informa company

*Managing Armed Conflicts in the 21st Century* Adekeye Adebajo, Chandra Lekha Sriram, 2014-06-03 Produced with the International Peace Academy in New York this volume focuses largely on the conflicts of the 1990s and future projects examining multifacteted issues involved in conflict management suggesting new approaches and tools for future conflict management



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