

**INTERNATIONAL HUMANITARIAN LAW IN
ISRAEL & PALESTINE**
**Joint Course for the Sha'Arei Mishpat Academic Center and Valparaiso University
Law School**

Instructors: Yaël Ronen & D. A. Jeremy Telman

Overview

This course will examine issues in International Humanitarian Law, with particular focus on the conflicts involving Israel and Palestine in the twentieth century. The course that will introduce students to; the history of the modern Arab/Israeli conflict; the fundamental legal documents governing international humanitarian law; and legal institutions, both domestic and international, that implement international humanitarian law in the region. Students will visit important, historical sites, meet with officials from humanitarian law organizations, and with leaders in communities at the heart of current conflicts.

Because of the small class size and the general informality and intimacy of the setting, this course will be run like a seminar. Students are expected to come to class each day having read all of the assigned material and prepared to discuss it.

Class participation will be a crucial element of the success and liveliness and the course and will account for one-third of the grade. A final examination will account for the remaining two-thirds of the grade.

Required Reading Materials:

VULS: Packet of readings to be purchased from Melissa Mundt before travel and also available on the course LibGuide.

SMAC: Reading material is available on the course website.

Course Schedule

Date	Subject(s)	Time	Topics (and instructor)
28 Feb	Valparaiso Arrival in Tel Aviv		
1 March	Tour of Jerusalem's Old City (Valparaiso)		Al Aqsa/ Temple Mount, Western Wall, Muslim and Christian quarter: Church of Holy Sepulcher, Mount Olives over look
2 March	Part I: History and Landmarks of the Conflict	8:30	Welcome by SMAC President Prof. Sredni
		9:00-12:00	1. Zionism (JT) 2. The Palestinian National Movement (JT) 3. Documents: from the Balfour Declaration to Israeli statehood (YR) 4. War of Independence (JT)
		13:00-14:00	Lunch
		14:00-17:00	5. War of Independence (cont'd) (JT) 6. The Six Day War (YR) 7. The Oslo Agreements (YR)
3 March	Tour Day (Valparaiso)		Yad Vashem Holocaust museum + meeting with a Holocaust survivor, Lunch and free time in Machane Yehuda Food Market, Israeli Supreme Court, Knesset
4 March	Part II: The laws of armed conflict and the law of occupation	9:00-13:00	8. Sources of Law (JT) 9. Laws of War (JT) 10. The Law of Occupation (YR) 11. The Law of Occupation in the West Bank (YR)
		13:00-14:00	Lunch
		14:00-16:00	12. The Law of Occupation in the West Bank (cont'd) (YR) 13. Israeli Settlements (YR)
5 March	Tour Day (VULS+SMAC)		Lifta, Ammunition Hill, Geo-Political Tour of East Jerusalem, Visit the Wall/ Fence/ Separation Barrier with Colonel Tirza
6 March	Tour to the North of Israel (Valparaiso)		East Jerusalem/Bethlehem
7 March			Capernaum, Nazareth Tour, Free time in the Tiberias/ Nature Park visit, Hotel Kibbutz Guest House (TBD)
8 March			TBD: Golan Heights; Etzbah HaGalil

9 March	Part III: Principles of the Laws of Armed Conflict	10:00- 13:00	14. IAC and NIAC (JT) 15. Principles of the Law of Armed Conflict: Intro (JT) 16. Distinction and Proportionality (JT)	
		13:00- 14:00	Lunch	
		14:00- 16:00	<ul style="list-style-type: none"> • Larry Maybee, Head of the Legal Department at ICRC Israel and the Occupied Territories: The ICRC's role in investigating violations of IHL • Gadi Baltiansky, Director General, Geneva Initiative (title TBC) 	
10 March		9:00- 13:00	17. Direct Participation in Hostilities (JT) 18. Fighting in Civilian Areas; Human Shields (JT) 19. International Human Rights Law (IHRL) (YR) 20. IHRL applicability in hostilities and occupied territory (YR)	
		13:00- 14:00	Lunch	
		14:00- 15:00	Adv. Pnina Sharvit Baruch, former heads of the IDF's International Law Division: Legal Dilemmas on the Battlefield	
11 March		Part IV: Enforcement Mechanisms	10:00- 13:00	21. Criminal Law in Domestic and Int'l Tribunals (YR) 22. International Criminal Court (ICC) (YR) 23. Ramifications of the Status of the Palestinian Authority for the ICC (YR)
			13:00- 14:00	Lunch
			14:00- 16:00	<ul style="list-style-type: none"> • Adv. Smadar Ben-Natan: The Israeli Criminal System in the West Bank • Dr. Gilad Noam, Director, International Humanitarian and Criminal Law, Ministry of Justice: Israel and Int'l Criminal Law
12 March			9:00- 13:00	24. Int'l Claims against Terrorist Organizations (JT) 25. Goldstone Report as a Case Study of the Implications of International Involvement (JT) <ul style="list-style-type: none"> • Adv. Nitzana Darshan-Leitner, Director of Shurat HaDin: Fighting Terrorism through Civil Litigation • Adv. Bana Shoughry Badarne, former head of legal department, Public Committee Against Torture in Israel: Accountability for Human Rights Violations under IHL and Israel Law
	13:00- 14:00		Lunch	
	14:00- 16:00		<ul style="list-style-type: none"> • Dr. Harel Arnon: The Legal Status of Judea and Samaria 	
			26. Wrap up session (JT & YR)	
13 March	Tour day (VULS and SMAC)			Sderot, Meet with IDF Spokesman in the region, Meet with representative from Kol Acher (A Different Voice)
14 March	Valparaiso Return to US			

