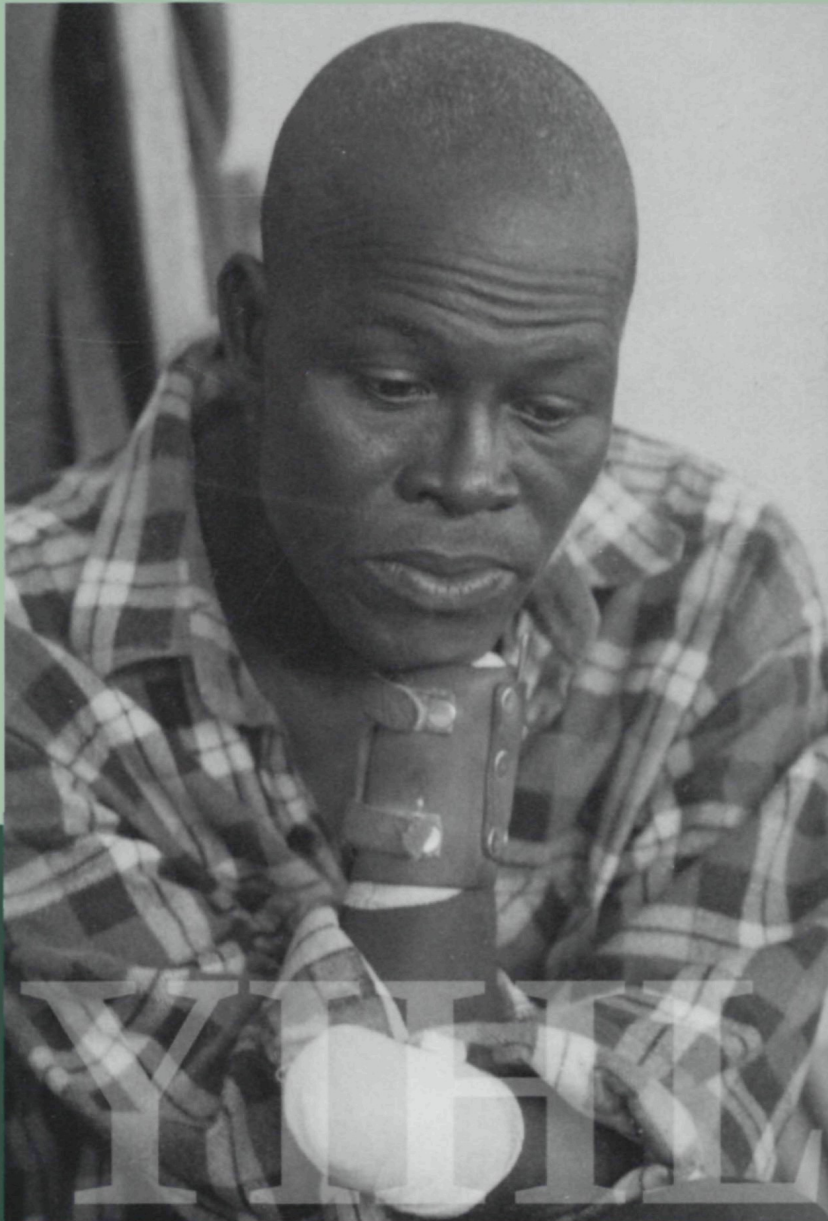


T·M·C·ASSER PRESS

Yearbook of International Humanitarian Law

1999



YEARBOOK OF INTERNATIONAL HUMANITARIAN LAW

YEARBOOK OF INTERNATIONAL
HUMANITARIAN LAW

VOLUME 2
1999

T · M · C · A S S E R P R E S S

Published by T.M.C.ASSER PRESS,
P.O. Box 16163, 2500 BD The Hague, The Netherlands

Sold and distributed in North, Central and South America
by Kluwer Law International,
675 Massachusetts Avenue, Cambridge, MA 02139, U.S.A.

In all other countries, sold and distributed
by Kluwer Law International, Distribution Centre,
P.O. Box 322, 3300 AH Dordrecht, The Netherlands

Cover photograph courtesy of Corinne Dufka/Human Rights Watch

ISBN 90-6704-119-X
ISSN 1389-1359

© 2000, T.M.C. Asser Instituut, The Hague, The Netherlands, and the authors

**T.M.C. Asser Instituut - Institute for Private and Public International Law,
International Commercial Arbitration and European Law**

Institute Address: R.J. Schimmelpennincklaan 20-22, The Hague, The Netherlands; Mailing Address:
P.O. Box 30461, 2500 GL The Hague, The Netherlands; Tel.: +31(0)703420300; Fax: +31(0)-
703420359; Internet: www.asser.nl.

Over thirty years, the T.M.C. Asser Institute has developed into a leading scientific research institute in the field of international law. It covers private international law, public international law, including international humanitarian law, the law of the European Union, the law of international commercial arbitration and increasingly, also, international economic law and the law of international commerce. Conducting scientific research, either fundamental or applied, in the aforementioned domains, is the main activity of the Institute. In addition, the Institute organizes congresses and postgraduate courses, undertakes contract-research and operates its own publishing house.

Because of its inter-university background, the Institute often cooperates with Dutch law faculties as well as with various national and foreign institutions. The Institute organizes *Asser College Europe*, a project in cooperation with East and Central European countries whereby research and educational projects are organized and implemented.

This publication is protected by international copyright law. All rights reserved. No part of this publication may be reproduced, stored in a retrieval system, or transmitted in any form or by any means, electronic, mechanical, photocopying, recording or otherwise without the prior written permission of the copyright owners.

BOARD OF EDITORS

- Professor Dr Horst Fischer*, University of Leiden, The Netherlands;
Ruhr-Universität, Bochum, Germany (General Editor)
Ms Avril McDonald, T.M.C. Asser Instituut, The Hague, The Netherlands
(Managing Editor)
Professor John Dugard, University of Leiden, The Netherlands.
Mr William Fenrick, International Criminal Tribunal
for the Former Yugoslavia, The Hague
Dr Hans-Peter Gasser, International Committee of the Red Cross, Geneva
Professor Christopher Greenwood, QC, London School of Economics, UK
Professor Hortensia Gutierrez Posse, University of Buenos Aires, Argentina
H.E. Judge Geza Herczegh, International Court of Justice, The Hague
Professor Tim McCormack, University of Melbourne, Australia
Professor Theodor Meron, New York University School of Law, USA
Professor Djamchid Momtaz, Teheran University, Islamic Republic of Iran
Mr Bacre Waly Ndiaye, United Nations Commission for Human Rights, New York
Ms Elizabeth Odio-Benito, Vice-President, Costa Rica, former Judge ICTY
Professor Chris Maina Peter, University of Dar es Salaam, Tanzania
Professor Zhang Yong, Nankai University, People's Republic of China

BOARD OF RECOMMENDATION

- Her Royal Highness Princess Margriet of the Netherlands*
Vice-Chairman, Netherlands Red Cross Society
Professor emeritus George Aldrich, (Leiden University) Iran-US Claims Tribunal
Professor emeritus Florentino P. Feliciano, Member, Appellate Board,
WTO; Senior Associate Justice, Supreme Court of the Philippines (retired)
Professor emeritus Dr Frits Kalshoven (Leiden University);
President, International Fact-Finding Commission
H.E. Judge Laity Kama, International Criminal Tribunal for Rwanda
H.E. Judge C.G. Weeramantry, International Court of Justice (retired)

EDITORIAL OFFICE

- Ms Avril McDonald (Managing Editor)
Mr Jann K. Kleffner (Assistant Managing Editor)
Ms Karin Peters (Editorial Assistant)
T.M.C. Asser Instituut
P.O. Box 30461
2500 GL The Hague, The Netherlands
Tel. +31(0)70 3420 385; Fax +31(0)70 3420 359; E-mail: A.McDonald@asser.nl