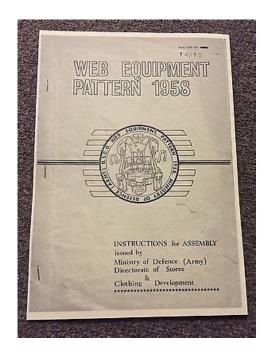
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Those who commit them, whether civilians who have never been lawful combatants, or persons who have belonged to a military unit, an organised resistance movement or a levee en masse, and have deserted and so ceased to be lawful combatants, are liable to be punished as war criminals. They may be tried and sentenced by the courts of either belligerent. United Kingdom, Ministry of Defence, Training Video The Geneva Conventions, 1986, Report on UK Practice, 1997, Chapter 2.3. You can change your cookie settings at any time. We'll send you a link to a feedback form. It will take only 2 minutes to fill in. Don't worry we won't send you spam or share your email address with anyone. MML Pt III is an academic legal text, a reference document for lawyers, and a detailed, if dated, commentary on the rules of war. In practice, the incorporation of legal requirement in Rules of Engagement, courses on international law at all levels at appropriate times, and cards setting out main war crimes issued to servicemen going into combat are all more relevant to servicemen than MML Pt III. As such, MML Pt III is only one way in which the Law of Armed Conflict is disseminated in the Army. Copies are still held at unit and formation level and further copies may be requested from the Central Services Establishment, Llangennech. A timetable for publication and distribution has not yet been fixed as draft texts are still being considered. Applications are welcomed from Commonwealth citizens, subject to their meeting the normal entry criteria, irrespective of whether the Queen is head of state or not. Individuals enlist under the same terms and conditions of service as UK applicants and are required to swear an oath of allegiance to Her Majesty the Queen as head of the Commonwealth. The visits made to Fiji and

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Vincent and the Grenadines by army selection teams in 1999 and 2000 took place in order to process the large backlog of applications from these countries; no new recruitment was undertaken during these visits. The British Army has traditionally welcomed members of the Commonwealth as soldiers and officers. It is perhaps the spread of information via the world wide web and similar mediums that has increased the level of interest from overseas areas in recent months. The Corps combined include Corps of Army Music, Army Physical Training Corps, Intelligence Corps, Adjutant Generals Corps Army Legal Service, Adjutant Generals Corps Education and Training Service, Gurkhas, Staff, Queen Alexandras Royal Army Nursing Corps and Royal Veterinary Corps. Member, the incident on 15 February at Lairg Primary School was being investigated. The report of the Laboratory of the Government Chemist was received by the RAF Police Defence Flying Complaints Investigation Team DFCIT on 27 March. The results show no trace of any aviation product or noxious substance. The full DFCIT investigation into the incident is nearing completion and I will write once the RAF Police report is to hand.HMS Beaver, the first of the Type 22s declared surplus under the 1998 Strategic Defence Review, has been sold in a nonoperational condition to the commercial market. These figures are made up as followsLucia one, St. Vincent and the Grenadines one and Trinidad and Tobago three. Relevant discussion may be found on the talk page. Please help improve this article by introducing citations to additional sources. Please improve it by verifying the claims made and adding inline citations. Statements consisting only of original research should be removed. March 2020 Learn how and when to remove this template message Military law is a body of law which governs how a member of the armed forces may behave, and as with all forms of law it is subject to periodic changes.

The field is based upon official Acts of the Indian government, plus a number of unofficial writings on theoretical applications of law and how it may be changed. It is a written code which has seen periodic changes and review, apart from conventions customs of service. The 1958 Armed Forces Special Powers Act and the Armed Forces Tribunal Act, 2007, and are also relevant legislation. Another significant but obscure provision is Notes to Indian Military and Air Force Law, commonly referred as NMAFL. For reasons not known, RA and NMAFL continue to be inaccessible to scholars and the public. Firstly, military law publications were called by different names in the earlier years. However, these were all official publications. Law being complex and technical in nature, these text were not easy to comprehend and apply. These were prepared and duly inserted by the authorities, whose identity was not indicated. Secondly, military law was included in the syllabus for retention and promotion examinations for military officers. This was done with a view to make the officers study and assimilate relevant legal provisions necessary for enforcement of a disciplinary code amongst the men under their command. A need therefore, existed for publication of books that could explain, guide and amplify the rules. Thus such handbooks were required not only for application of law by the officers for unit routine but also for their understanding while preparing for obligatory examinations. These too were all inhouse publications. This need was acknowledged by General C.H. Harrington GBE, KCB, DSO, DCL, the then General Officer Commanding in Chief of Quettabased Western Command on 28 October 1930 in a foreword to the book titled Handbook of Military Law by Capt. R.J. Wilkins and W.S. Chaney.

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He wrote, The author in his preface clarified the object of his work was to supply what is believed to be a want by supplementing for India the Manual of Military Law, first published by the War Office in England in 1899. The publication carries valuable inputs for the conduct of courts martial. It was published "on the urgent request of several officers of the Indian Army who had studied the subject with the author while preparing for their examinations." Another book by Banning, Military Law, had by then already run into 18th edition. Yet another notable work by the author was titled Military Law

Made Easy.It carried a preface by General AB Haig, Adjutant General in India. The foreword was written by Mr. B.R. Ambedkar, at the time Minister for Law, Government of India. Ambedkar admitted that "for some reason Military Law has not attracted the attention of students of Indian Law and there are very few books on the subject". The books nine chapters dealt with military law enforcement provisions, evidence, duties in aid of the civil power and lastly National Cadet Corps Act and Rules. A notable feature of the book was its coverage of the provisions concerning defence of mechanical transport drivers in claims for damages arising out of accidents. Another book by the same author dealt with the topic of courts of inquiry. A number of its chapters related to matters like conditions of service; penal deductions; service privileges; The Indian Soldiers Litigation Act, 1925; choice between criminal court and court martial; and restrictions on fundamental rights. It was an exposition of the principles and procedures of military law as they had developed over the last few centuries. The foreword to the book was written by Justice PB Gajendera Gadkar, a former Vice Chancellor of the Bombay University and formerly the Chief Justice of India. Sharmas effort is to be specially commended because it pointed out the shortcomings and the gaps in the Indian Military Law.

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It indicated the ways in which it could be reformed so as to be in line with the role of a soldier in a democratic socialist set up. The work had taken into account more than 200 judgments of Indian High Courts and the Supreme Court. The publication was a scholarly work of merit and made a definite contribution to the knowledge of the law relating to the armed forces. This was a revised edition of the same title first brought out in January 1976. The author in his preface had pointed out that the object of the book was to make readily available to regimental officers answers to such practical problems which they have to tackle during the course of their duties in the units and on the staff. Lt. Gen. R.D. Hira, Adjutant General in his foreword to the first edition had hoped that the publication would be useful to officers preparing for promotion and DSSC entrance examination. A significant feature of the book was incorporation of relevant case law. The author claimed that his work was a means to find ready answers to the day to day legal problems, faced by commanders, staff officers and persons interested in the study and practice of military law. Need for such a compilation was long felt by judges, lawyers and military authorities. All the important judgments, reported or unreported were classified under main headings and sub headings and were listed subject wise in a chronological order. It was essentially a reproduction of Manual of Military Law. However, merit of special note were to portions running into four pages that covered a brief appraisal of trial by courts martial and drawbacks in the system of trials by courts martial. The author in the preface declared the main objective to present a useful and accurate guide to commanding officers, formation commanders and staff and regimental officers in regard to their powers and functions under the Army Act, 1950.

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Obheroi claimed that this was the only book which explains how to refer to MML and RA in order to extract the correct answers, with practical examples. The book was divided in 20 chapters including specimen charges. First started in 1996 as a news letter of the Judge Advocate Generals Department, it later took the shape of a reproduction of case law concerning military law. It is now a biannual journal brought out by the Institute of Military Law, in Kamptee, Nagpur, as a priced publication bearing ISIN no. ISIN09717803. It is divided in two parts. While the first contains articles and book reviews, the second part carries decisions of the high Courts, Supreme Court, High Courts in India and different benches of the Armed Forces Tribunal on different aspects concerning the Army. Yet another notable feature is its historical section in which earlier cases of relevance are reproduced. With its maiden appearance in 1996, the Military Law Journal carries complete text of relevant judgments of the Supreme Court. It also carries review of new books. It took into account a thorough

overview of military law. It did not merely described the law but pointed the way ahead. The book in its 15 articles did not present merely abstract legal theory but a discussion of legal principles as well as ground realities. It took stock of practical infirmities in the law. The text traced the origin of the department and system of courts martial in India. Suitably divided in 10 chapters, the text dealt with pre and postindependent eras, revision of publications, legal cells, origin of Corps Day and Institute of Military Law. It also carried a list of the officers serving in the department at the time of publication. The book came in time with the first reunion of the JAGs Department. The second edition of the book in 2011 took into account new changes like setting up of the Armed Forces Tribunal, the Right to Information Act and adoption of information technology by the armed forces.

The effort made pension regulations available to the courts, lawyers and litigants that were otherwise almost never to be found. It also carried uptodate orders and information relating to pension. It took into account 20 judgments of the Supreme Court and 47 of various High Courts.It also discussed various dimensions of the provisions relating to award of disability benefits to uniformed service members. It presented live cases relating to investigations and enquiries, disciplinary and administrative action decisions starting with hearing of charge and leading on to disposal of cases. The identity of the offenders, witnesses and those who dealt with the matter as well as units and formations had been concealed. The case studies compiled in the book were intended to help commanders by drawing suitable lessons by way of an opportunity to carry out a critical analysis of actual situations. Gen Nilendra Kumar appeared as a discourse on divergent issues concerning operations, procurements litigation, human resource management, low intensity conflicts, international terrorism and peace enforcement operations. It was an exercise to analyse critical areas showing crucial deficiencies in the existing legal procedures as noted from academic scrutiny and actual application. It also contained relevant case law. It covered the whole spectrum of ones service conditions, rights, duties and obligations. The book was divided into portions dealing with reminiscences; izzat, honour and ethics; courts martial; litigation; law of war, gender justice and human rights, legal training, media and other issues, recollections from the past; Armed Forces Tribunal, reforms in military law; empowerment; and way ahead. The book carried interviews with General J. J. Singh, Chief of the Army Staff, and with Justice Brigadier DM Sen, the first Judge Advocate General of free India. Terms of foreign usage were also included. It enumerated the deficiencies in the Indian military justice system.

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It articulated that limitations on human rights must be provided for by law and should be consistent with international treaty obligations. The author strongly called for drafting a common code for the three services. He was also in favour of the judicial branch of the armed forces to be headed by a Chief Judge Advocate General, of the rank of Lieutenant General, under the Ministry of Defence. It is a narration of the Army Act and Army Rule provisions. Each section or rule was followed by a commentary which was essentially a case law relevant to the text thereof. The book drew upon 954 decided cases to build up its text, including rulings on pension matters. It gave an insight into the problems that were likely to be encountered by the Tribunal when it started functioning. It also carried a resume of the existing system of grievances redressal. It also included certain portions on Law of Armed Conflict and International Human Rights Law, relevant to the activities of the Armed Forces. The author devoted a separate chapter to conclusions and recommendations. He advocated separation of the Judge Advocate branches of the respective services and their placement under the Ministry of Law and Justice. Dr. U.C. Jha was claimed by the author to have been written with an aim to serve as a ready reference for the officers of the Indian Army who would like to know something about their legal rights and responsibilities. The handbook also covered the syllabus of Part B and D promotion examinations and DSSC entrance examination. The last chapter dealt with military

contingents in peacekeeping. The text drew heavily on the responses of 200 military and civilian personnel to undertake a comprehensive analysis of the court martial process. The book carried a number of useful suggestions to streamline the procedures at different stages of courts martial.Bombay N Tripathi Private Ltd.New Delhi Vij Books India.By using this site, you agree to the Terms of Use and Privacy Policy.

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