



PÁZMÁNY

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# UN-ILC DRAFT PRINCIPLES PROTECTION OF THE ENVIRONMENT IN RELATION TO ARMED CONFLICTS

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22 NOVEMBER 2022

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TECHNOLÓGIAI ÉS IPARI  
MINISZTERIUM

The program is implemented within the framework of the PPKE project "Sustainability, resilience - the social challenges of climate change and adaptation to it", which is supported by the Ministry of Technology and Industry.

# PROTECTION OF THE ENVIRONMENT IN RELATION TO ARMED CONFLICTS

## PERAC

Triple crises

2022

Universal human right

PERAC - UN International Law Commission – General Assembly -

Direct – indirect damages

## SILENT VICTIM OF WAR

# PROTECTION OF THE ENVIRONMENT IN RELATION TO ARMED CONFLICTS PERAC

- 2013 (2009) - 2022
- they were **developed from**: International Humanitarian Law (IHL), Environmental Law, Human Rights Law and other fields of law, practice of states and non-state actors
- **temporal scope**, they apply *before, during* and *after* armed conflicts, and *in situations of occupation*.
- **they apply** to *international-* and *non-international* armed conflicts

# PROTECTION OF THE ENVIRONMENT IN RELATION TO ARMED CONFLICTS PERAC

other legal initiatives

- International Committee of the Red Cross (ICRC) updated its environmental guidelines for militaries
- the rules protecting water infrastructure, and the standards for assisting victims affected by toxic remnants of war
- to define the crime of ecocide in international law

# PROTECTION OF THE ENVIRONMENT IN RELATION TO ARMED CONFLICTS PERAC

## THE FOUR GROUPS OF PRINCIPLES

- 1. during armed conflict
- 2. in situation of occupation
- 3. after armed conflict
- 4. general application principles

# PROTECTION OF THE ENVIRONMENT IN RELATION TO ARMED CONFLICTS PERAC

**DP12** Martens Clause with respect to the protection of the environment in relation to armed conflict

**DP13** General protection of the natural environment during armed conflict

**DP14** Application of the law of armed conflict to the natural environment

**DP15** Environmental considerations

**DP16** Prohibition of reprisals

**DP17** Protected zones

**DP18** Prohibition of pillage

**DP19** Environmental modification techniques

**DP20** General obligations of an Occupying Power

**DP21** Sustainable use of natural resources

**DP22** Due diligence

**DP23** Peace processes

**DP24** Sharing and granting access to information

**DP25** Post-armed conflict environmental assessments and remedial measures

**DP26** Relief and assistance

**DP27** Remnants of war

**DP28** Remnants of war at sea

**Principles applicable during armed conflict**

**Principles applicable in situations of occupation**

**Principles applicable after armed conflict**

## UN International Law Commission's draft principles on the Protection of the environment in relation to armed conflicts (PERAC)

**DP3** Measures to enhance the protection of the environment

**DP4** Designation of protected zones

**DP5** Protection of the environment of indigenous peoples

**DP6** Agreements concerning the presence of military forces in relation to armed conflicts

**DP7** Peace operations

**DP8** Human displacement

**DP9** State responsibility

**DP10** Corporate due diligence

**DP11** Corporate liability

**Principles of general application**



In 2019, the Commission provisionally adopted 28 draft principles intended to enhance protection for the environment in relation to armed conflicts. They are expected to be adopted by the UN General Assembly in 2022 after states and other stakeholders have submitted their views. For the full text of the draft principles, see United Nations document A/CN.4/L.937

# PERAC

THANK YOU FOR YOUR ATTENTION!

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*Jemen 2022 - source: OCHA/P.Kropf*

