

International law and child soldiers

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Note de thèses et écrits académiques : Texte remanié de Thèse de doctorat Droit University of London, School of Oriental and African Studies 2012 Child soldiers and international law : progressing towards "an era of application" ?

Résumé ou extrait : Présentation de l'éditeur : "Commencing with an analysis of the current state of child soldiering internationally, the proscriptive content of contemporary norms on the prohibition of the use and recruitment of child soldiers is then evaluated, so as to determine whether these norms are capable of better enforcement. An 'issues-based' approach is adopted, in terms of which no specific regime of law is deemed dominant. Instead, universal and regional human rights law, international criminal law and international humanitarian law (IHL) are assessed cumulatively, so as to create a mutually reinforcing web of protection. Ultimately, it is argued that the effective implementation of child soldier prohibitive norms does not require major changes to any entity or functionary engaged in such prevention; rather, it requires the constant reassessment and refinement of all such entities and functionaries, and here, some changes are suggested. International judicial, quasi-judicial and non-judicial entities and functionaries most relevant to child soldier prevention are critically assessed. Ultimately the conclusions reached are assessed in light of a case study on the use and recruitment of child soldiers in the Democratic Republic

of the Congo."

Sujet - Nom commun : Enfants soldats

Enfants -- Statut juridique

Droit pénal international

Droits de l'homme (droit international)