

The Directive of the Dean on Plagiarism and Citations

1) Plagiarism

Plagiarism is presenting someone else's ideas or work as your own or incorporating someone else's ideas or work into your work without full acknowledgement. This definition covers all published as well as unpublished material in any form (manuscript, printed or electronic), a part of such material or an idea. The necessity to acknowledge sources applies not only to text, but also to illustrations, graphs etc.

In the Czech Republic intellectual property rights are protected by Act No. 121/2000 Sb. on copyright.

Any form of plagiarism is absolutely unacceptable and shall be considered a disciplinary offence. In the case that the final version of a qualifying thesis raises suspicion of an actual act of plagiarism, the advisor of a thesis, the supervisor, or the reviewer are obliged to inform the Dean of the Faculty of Law of Palacký University of such a fact in order to institute the disciplinary proceedings.

2) Forms of Plagiarism

It shall always be clear to the reader which parts are the student's own independent work and which have been adopted from someone else's work.

Plagiarism may be intentional, both direct and indirect, or unintentional.

Forms of plagiarism include:

- Quotations which are not identified as such by the use of quotation marks or indentation and fully referenced.
- Including a paraphrase of somebody else's words or ideas without giving due acknowledgement to the original author. The same applies to summaries.

(Please note that mere alternation of a few words or their order, or changing the sequence of ideas, is not considered a paraphrase. Please do care to learn how to create a proper paraphrase, i.e. how to give an original idea your own wording.)

- Failing to properly attribute all material derived from lectures.
- Providing incorrect or inaccurate citation and reference. Absence of any part of the referencing system. Failing to follow the rules set by this document.
- Using a secondary text to quote or paraphrase a passage and not making it clear in your citation.
- Failing to acknowledge assistance from the part of fellow students or other external sources. This does not apply to guidance provided by the advisor or supervisor of the thesis.
- Any form of cut and paste from the Internet without proper referencing and including in the bibliography.

- Failing to cite your own earlier work.

All referencing data shall be clear and complete.

3) Citation system options applied in works written in English and submitted at the Faculty of Law of Palacký University

Students submitting documents written in English shall choose one of the three following reference standards and comply with the selected standard throughout the entire work.

Citation system options are:

Option 1) The main text shall contain **in-text citations in author-date style** and a **full reference list** arranged alphabetically by author's surname placed at the end of the work.

Option 2) References to sources used in the work shall be set out in **superscript-numbered notes** that are ordered sequentially as they appear in the text. **Each number shall correspond to a numbered footnote** containing **full publication information about the source cited**. A **full reference list** arranged alphabetically by author's surname shall be placed at the end of the work.

Option 3) References to sources used in the work shall be set out in **superscript-numbered notes** that are ordered sequentially as they appear in the text. **Each number shall correspond to a numbered footnote** containing **author-date reference and the range of pages where the original idea is to be found**. A **full reference list** arranged alphabetically by author's surname shall be placed at the end of the work.

A detailed description of the three reference options with examples:

Ad Option 1)

a) In the main text, ideas taken from other people (**in-text citations**) are indicated by **placing the author's surname, the date of publication and the range of pages where the original idea is to be found in brackets**. The items in brackets are separated by a comma (,). The range of pages shall be as narrow as possible allowing the reader to spot the idea in the original source instantly. In the case of a quotation the exact page in the original source shall be given.

Examples:

Citing an author's name directly in the text

Fukuyama (2011, pp. 245-75), for instance, contends that competition between legal systems has driven the formation of certain modern states.

Citing an author's name indirectly in the text

High power inequality and negative othering, recent political change, and negative resource appropriation (commercialization, privatization, or state intervention) increase the likelihood of escalation (Ide, 2015, pp. 61-70).

Citing several sources at the same time

Citing directly

The nonstate system is usually seen as either an obstacle to progress (Farran, 2006, pp. 77-105) or effective, efficient, and reflective of true community preferences (Harper, 2011).

Citing indirectly

For, if law is, as some legal theorists have claimed (Rawls, 2002, p. 50; Waldron pp. 28-30, 2012; Postema, 2014, pp. 94-96; Kelsen, 1967, pp. 31-32), the sum of the arguments that it is considered legitimate to adduce to justify state coercion in any given community, law ultimately is but those arguments.

Citing a source with several authors

Land and Felson (1976, pp. 565-604) have argued that sociologists should develop models of the complex social processes that generate reported crime rates.

While there are some doubts about whether the UCR-measured increase in property crime during the late 1980s captures an actual rise in crime or trends in crime reporting by both victims and agencies participating in the UCR (Boggess and Bound, 1997, pp. 725–39), the increase in serious violent crime—and homicide in particular—beginning around 1985 is a well-documented fact (Blumstein and Rosenfeld, 1998, pp. 1175–1216).

Three or more authors

Use “et al.” after the first author.

Growing awareness of negative social consequences of climate change has triggered an upsurge in studies on its implications for violence (Adger et al., 2014, pp. 755–91).

Citing sources by the same author(s) in different years

The most prominent normative model is the participatory or discursive model with Jurgen Habermas as its strongest advocate with similar views expressed by Barber (1984, pp. 28-30; 1996, pp. 39-40) and others.

Citing sources by the same author(s) in the same year

In the in-text citation differentiate sources published by the same author(s) in the same year by adding a lower case letter (a, b, c, ...) directly after the year, with no space. The work marked "a" in the in-text citation shall be listed first in the reference list (the lower case letters are not added after the year in the reference list). Further works by the same author published in the same year are listed in the order indicated by letters of the alphabet.

State-centrism also affects regional organizational design, which typically privileges state autonomy (Foot, 2014a, pp. 188–206). ... mistrust fuelled by the competitive structures of world politics as well as cooperative tendencies generated by interdependence and mutual vulnerability (Foot 2014b, pp. 1096–97).

Citing chapter author(s) in edited sources

Cite sources that appear as a chapter (or some other part of a larger work) that is edited by using the name of the contributing author(s), not the editor of the whole work.

Simultaneously, it acknowledges that peace is more than the absence of violence but also includes ‘the inconceivability of violent conflict’ due to positive symbolic relations (Conca, 2002, p. 9).

Citing institutional authors

If the author is an institution rather than a particular person, you can cite the name of the institution or its abbreviation (provided that you write the name fully the first time you cite it, followed by the abbreviation in brackets). This is common for publications by health, education, or government institutions.

Many health care trusts across the UK have embraced the Productive Ward programme, Releasing Time to Care, developed by the NHS Institute for Innovation and Improvement (NHSi) (2009, p.24).

Quoting

If you cite text word for word, it is necessary that you provide the relevant page with your quote (if the sources have page numbers).

Short quotes

Laub and Sampson (1988, p. 374) concluded that 'family process and delinquency are related not just independent of traditional sociological controls, but of biosocial controls as well.'

Long quotes

Quotations of over 50 words shall be indented right, without the quotation marks.

Such tension between the nature of reality as presented by the ideology of legal centralism and the actual state of the empirical world has led to the inelegant spectacle of social research on law characterized, as Galanter puts it, by a

repeated rediscovery of the other hemisphere of the legal world ... [of the fact] that law in modern society is plural rather than monolithic, that it is private as well as public in character and that the national (public, official) legal system is often a secondary rather than a primary locus of regulation. (1981, p.20)

Square brackets [] shall be used for words inserted in the quotation. To show readers that part of a quotation is missing, use **three dots** to replace the missing words. If the original text contains an error of grammar or spelling, or some unexpected language or phrasing, place **[sic]** right after the word or phrase.

Citing secondary sources

This relates to information about another author's work in the work you are reading which you would like to cite in your own work.

Direct citation

Ennis (1996, cited in Robinson, 2011, p. 34) identifies three key critical thinking dispositions.

Indirect citation

This study uses three critical thinking dispositions: accuracy, honesty and dignity (Ennis, 1996, cited in Robinson, 2011, p. 39).

Citing judgments, treaties, legislation

According to *AAPL v. Sri Lanka* (1990)

Article 8 of the International Covenant on Economic, Social and Cultural Rights (1996) provides for the association rights of trade unions.

It is also possible to create an abbreviation of the document for the subsequent referencing:

Article 8 of the International Covenant on Economic, Social and Cultural Rights (1996, ICESCR) provides for the association rights of trade unions. ICESCR also provides for ...

Consumer protection is enshrined in the Charter of Fundamental Rights of the European Union (2016, CFREU).

Council Regulation (EC) No 1186/2009 of 16 November 2009 on setting up a Community system of reliefs from customs duty provides that ...

Regulation (EEC) No 2658/87 provides that ...

Article 5 of Regulation (EC) No 2201/2003

Other types of documents shall be quoted analogically to the examples mentioned above.

b) The full reference list arranged alphabetically by author's surname placed at the end of the work shall be done in accordance with the guidelines below. Sources which do not fall into any of the following categories shall be cited according to the reference pattern that most closely resembles the material to be cited.

1. Literature

1.1. Reference to a book or other separately issued monographic item:

Name of creator(s). Title: <i>Subsidiary title(s)</i>. Edition. Subsidiary creator. Place of publication: Publisher, year of publication. Series title, volume number. Number of pages. Identifier.
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1.1.1. Single creator

BENVENISTI, E. *The International Law of Occupation*. 2nd ed. Oxford: Oxford University Press, 2013. 416 p. ISBN 978-0199682232

FAIX, M. *Law of Armed Conflict and Use of Force: Part Two. Limiting the Effects of War: International Law of Armed Conflict*. Olomouc: Palacky University Olomouc, Faculty of Law, 2013. 209 p. ISBN 978-80-244-3498-8.

1.1.2. Multiple creators

If there are two or three creators of equal status, their names should be given in the reference. The name that is given first should be in a form that is suitable to the alphabetical arrangement of a list, i.e. usually in inverted order (family name recorded first). The name(s) of the second and subsequent creators may be recorded in direct order, if desired. A consistent system of recording such names shall be used throughout the list of references.

SCHREURER, Ch. and R. DOLZER. *Principles of International Investment Law*. 2nd ed. Oxford: OUP, 2012. 456 p. ISBN: 9780199651801

Bundesanstalt für Bodenforschung and UNESCO.

For works with four or more creators, all names should be given if possible. If any names are omitted, the name of the first creator shall be given followed by “and others” or “et al.”.

FITTING, H. and others.
FITTING, H. et al.

1.2. Reference to a contribution / a chapter in an edited book

By an edited book we mean a collection of texts, each written by a different author. The publication information typically contains the wording *Edited by ...*

Name of creator(s) of the contribution/chapter. Title of the contribution/chapter. In: Name of the creator(s) of the edited book (ed./eds.). Title of the host contribution/chapter: subtitle of the host contribution/chapter. Place of publication: Publisher, year of publication. Series title, numeration of volume etc. containing the contribution. Range of pages within the edited book. Identifier (if available).

GREENWOOD, C. Historical Development and Legal Basis. In: FLECK, D. (ed). *The Handbook of International Humanitarian Law*. 2nd ed. Oxford: OUP, 2009. 775 pages. ISBN 9780199232505.

ASPREMONT, J. Articulating International Human Rights and International Humanitarian Law: Conciliatory Interpretation Under the Guise of Conflict of Norms-Resolution. In: FITZMAURICE, M. and P. MERKOURIS (eds.). *The Interpretation and Application of the European Convention of Human Rights: Legal and Practical Implications*. Leiden-Boston: Martinus Nijhoff Publishers, 2012. 304 pages. ISBN 978-9004242814.

1.3. Article in a periodical

A **periodical** is a publication, for example a journal, that issues articles *periodically*. Journals might be published only a few times per year.

Name of creator(s) of the article. Title of the article: subtitle. Name of the creator(s) of the host periodical. Title of the host periodical, year of publication of the host periodical, volume (issue), range of pages within the host periodical. Identifier (if available).

ASCENSIO, H. Article 31 of the Vienna Conventions on the Law of Treaties and International Investment Law. *ICSID Review*, 2016, 31(2), pp. 366-387. ISSN 0258-3690.

SVAČEK, O. and M. Faix. Dealing with the Past: Prosecution and Punishment of Communist Crimes in Central and Eastern European Countries. *Espaço Juridico Journal of Law*, 2015, 16(3), pp. 31-50. ISSN 2179-7943.

2. Internet Resources

Please note that if you intend to cite a book, an article, etc. which was issued **both in print and in an electronic form** and it is evident that the electronic issue fully corresponds with the printed version of the resource (e.g. in pagination), **you shall always use the reference pattern for a printed version of the resource.**

2.1. An electronic book, online monograph

Name of creator(s). Title: subsidiary title [online]. Edition. Place of publication: Publisher, year of publication [viewed DD-MM-YYYY]. Series title, volume number. Number of pages. Identifier (if available). Available from: URL

Bungenberg, M. and A. Reinisch. *From Bilateral Arbitral Tribunals and Investment Courts to a Multilateral Investment Court: Options Regarding the Institutionalization of Investor-State Dispute Settlement* [online]. 2nd ed. Springer Open, 2020 [viewed 31-10-2020]. European Yearbook of International Economic Law. 222 p. ISBN: 9783030456849. Available from: <https://link.springer.com/book/10.1007%2F978-3-662-59732-3>

2.2. Articles in online periodicals

Name of creator(s) of the article. Title of the article: subtitle. Title of the source document (periodical) [online]. Year of publication of the source document, volume (issue) [viewed DD-MM-YYYY]. Identifier (if available). Available from: URL

KRIEBAUM, U. Foreign Investments and Human Rights – The Actors and Their Different Roles. *Transnational Dispute Management* [online]. 2013, 10(1) [viewed 11 May 2017]. Available from: <https://www.transnational-dispute-management.com/article.asp?key=1925>

BRENNINKMEIJER, M. and F. GÉLINAS. Execution Immunities and the Effect of the Arbitration Agreement. *Journal of International Arbitration* [online]. 2020, 37(5) [viewed 11 November 2020]. Available from: <https://kluwerlawonline.com/journalarticle/Journal+of+International+Arbitration/37.5/JOIA2020027>

2.3. Contributions within websites

The citation relates to e.g. **articles, entries, reports** published at the **websites of online newspapers, news agencies, encyclopaedias etc.**

Name of creator(s) of the contribution. Title of the contribution: subtitle. Title of the website [online]. Date of publication of the contribution [viewed DD-MM-YYYY]. Available from: URL

AUST, A. Treaties, Territorial Application. *The Max Planck Encyclopedia of Public International Law* [online]. 2006 [viewed 11 November 2017]. Available from: <http://opil.ouplaw.com/view/10.1093/law:epil/9780199231690/law-9780199231690-e1492>

AL-WARFALLI, A. and U. LAESSING. Fire at Libyan oil port destroys up to 1.8 million barrels of crude. *reuters.com* [online]. 30 December 2014 [viewed 29 May 2017]. Available from: <http://www.reuters.com/article/us-libya-security-oil-idUSKBN0K810S20141230>

NGUYEN, T. The Procedural Inconsistency of the Envisaged EU Enforcement Regulation with the EU's WTO Obligations. *opiniojuris.org* [online]. 30 October 2020 [viewed 31 October 2020]. Available from: <http://opiniojuris.org/2020/10/30/the-procedural-inconsistency-of-the-envisaged-eu-enforcement-regulation-with-the-eus-wto-obligations>

Business and International Humanitarian Law. *icrc.org*, [online]. 30 November 2006 [viewed 7 July 2019]. Available from: <https://www.icrc.org/en/doc/resources/documents/misc/business-ihl-150806.htm>

3. Cases

Name of the case (parties involved), case number, abbreviated name of the institution, form of the decision, date.

AAPL v. Sri Lanka, ICSID Case No. ARB/87/3, Final Award, 21 June 1990.

Case Concerning Ahmadou Sadio Diallo (Republic of Guinea v. D.R.C.), ICJ, Judgement, 25 May 2007.

Cyprus v. Turkey, ECtHR, Application No. 25781/94, Judgement, 10 May 2001.

Other types of cases shall be quoted analogically to the examples mentioned above.

4. Legislation

Full name of the document (containing reference to the type of the document, number of the document, date of adoption)

Council directive No 1999/2/EC on the approximation of the laws of the Member States concerning foods and food ingredients treated with ionising radiation

Regulation (EC) No 765/2008 of the European Parliament and of the Council of 9 July 2008 setting out the requirements for accreditation and market surveillance relating to the marketing of products

Directive 2014/32/EU of the European Parliament and of the Council of 26 February 2014 on the harmonisation of the laws of the Member States relating to the making available on the market of measuring instruments

Other types of legislation shall be quoted analogically to the examples mentioned above.

5. International Treaties and Other Documents

Author/Institution (if available). Name of the document. Year of publication.

Vienna Convention on Succession of States in respect of Treaties from 1978.

Agreement between the Government of the Russian Federation and the Cabinet of Ministers of the Ukraine on the Encouragement and Mutual Protection of Investments, Moscow, 1998.

UN General Assembly Resolution n. A/RES/72/190 (2017)

UN Security Council Resolution n. 2199 (2015)

Protocol Additional to the Geneva Conventions of 12 August 1949, and relating to the Protection of Victims of Non-International Armed Conflicts (Protocol II), 1977.

Convention (IV) relative to the Protection of Civilian Persons in Time of War, Geneva, from 1949.

Other types of international treaties and other legal documents shall be quoted analogically to the examples mentioned above.

Ad Option 2)

a) References to sources used in the work shall be set out in **superscript-numbered notes** that are **ordered sequentially as they appear in the text**. The footnote number shall be placed at the end of the sentence, at the end of a clause in a sentence, or, if referring to a word, directly after the word.

A norm conflict is present when compliance with one particular norm (thus not the whole legal regime) leads to a breach of the other⁴⁰ or when the state cannot simultaneously honour its obligations under both.⁴¹

When using direct quotes the footnote number shall be placed at the end of the quote.

Indeed, 'a text emanating from a Government must, in principle, be interpreted as producing and intended to produce effects in accordance with existing law and not in violation of it.'⁴⁸

Quotations of over 50 words shall be indented right, without the quotation marks.

Such tension between the nature of reality as presented by the ideology of legal centralism and the actual state of the empirical world has led to the inelegant spectacle of social research on law characterized, as Galanter puts it, by a

repeated rediscovery of the other hemisphere of the legal world ... [of the fact] that law in modern society is plural rather than monolithic, that it is private as well as public in character and that the national (public, official) legal system is often a secondary rather than a primary locus of regulation.⁵

Square brackets [] shall be used for words inserted in the quotation. To show readers that part of a quotation is missing, use **three dots** to replace the missing words. If the original text contains an error of grammar or spelling, or some unexpected language or phrasing, place **[sic]** right after the word or phrase.

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1.1.1. Single creator

¹ BROWNLIE, I. *Principles of public international law*. 7th ed. New York: Oxford University Press, 2008, pp. 87-89.

² FAIX, M. *Law of Armed Conflict and Use of Force: Part Two. Limiting the Effects of War: International Law of Armed Conflict*. Olomouc: Palacky University Olomouc, Faculty of Law, 2013, pp. 165-166.

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³ SCHREURER, Ch. and R. DOLZER. *Principles of International Investment Law*. 2nd ed. Oxford: OUP, 2012, p. 314.

⁴ Bundesanstalt für Bodenforschung and UNESCO...

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FITTING, H. and others.

FITTING, H. et al.

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⁵ GREENWOOD, C. Historical Development and Legal Basis. In: FLECK, D. (ed). *The Handbook of International Humanitarian Law*. 2nd ed. Oxford: OUP, 2009, pp. 236-237.

⁶ ASPREMONT, J. Articulating International Human Rights and International Humanitarian Law: Conciliatory Interpretation Under the Guise of Conflict of Norms-Resolution. In: FITZMAURICE, M. and P. MERKOURIS (eds.). *The Interpretation and Application of the European Convention of Human Rights: Legal and Practical Implications*. Leiden-Boston: Martinus Nijhoff Publishers, 2012, p. 156.

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^{number in superscript}**Name of creator(s) of the article. Title of the article: subtitle. Name of the creator(s) of the host periodical. Title of the host periodical, year of publication of the host periodical, volume (issue), range of pages.**

⁷ ASCENSIO, H. Article 31 of the Vienna Conventions on the Law of Treaties and International Investment Law. *ICSID Review*, 2016, 31(2), pp. 34-35.

⁸ BUREŠ, P. Evolution Interpretation and the European Consensus Before the European Court of Human Rights. *Espaço Jurídico Journal of Law*, 2019, 20(1), p. 11.

2. Internet Resources

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⁹ Bungenberg, M. and A. Reinisch. *From Bilateral Arbitral Tribunals and Investment Courts to a Multilateral Investment Court: Options Regarding the Institutionalization of Investor-State Dispute Settlement* [online]. 2nd ed. Springer Open, 2020 [viewed 31-10-2020], *European Yearbook of International Economic Law*, pp.112-134. Available from: <https://link.springer.com/book/10.1007%2F978-3-662-59732-3>

2.2. Articles in online periodicals

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¹⁰ KRIEBAUM, U. Foreign Investments and Human Rights – The Actors and Their Different Roles. *Transnational Dispute Management* [online]. 2013, 10(1) [viewed 11 November 2017], p. 15-16. Available from: <https://www.transnational-dispute-management.com/article.asp?key=1925>

2.3. Contributions within websites

The citation relates to e.g. **articles, entries, reports** published at the **websites of online newspapers, news agencies, encyclopaedias etc.**

^{number in superscript} **Name of creator(s) of the contribution. Title of the contribution: subtitle. *Title of the website* [online]. Date of publication of the contribution [viewed DD-MM-YYYY], relevant page(s) or paragraph(s) (if available). Available from: URL**

¹¹ AUST, A. Treaties, Territorial Application. *The Max Planck Encyclopedia of Public International Law* [online]. 2006 [viewed 11 November 2017], par. 2. Available from: <http://opil.ouplaw.com/view/10.1093/law:epil/9780199231690/law-9780199231690-e1492>

¹² AL-WARFALLI, A. and U. LAESSING. Fire at Libyan oil port destroys up to 1.8 million barrels of crude. *reuters.com* [online]. 30 December 2014 [viewed 29 May 2017]. Available from: <http://www.reuters.com/article/us-libya-security-oil-idUSKBN0K810S20141230>

¹³ NGUYEN, T. The Procedural Inconsistency of the Envisaged EU Enforcement Regulation with the EU's WTO Obligations. *opiniojuris.org* [online]. 30 October 2020 [viewed 31 October 2020]. Available from: <http://opiniojuris.org/2020/10/30/the-procedural-inconsistency-of-the-envisaged-eu-enforcement-regulation-with-the-eus-wto-obligations>

¹⁴ Business and International Humanitarian Law. *icrc.org*, [online]. 30 November 2006 [viewed 7 July 2019]. Available from: <https://www.icrc.org/en/doc/resources/documents/misc/business-ihl-150806.htm>

3. Cases

^{number in superscript} ***Name of the case (parties involved)*, case number, abbreviated name of the institution, form of the decision, date, relevant page or paragraph.**

¹⁵ *AAPL v. Sri Lanka*, ICSID Case No. ARB/87/3, Final Award, 21 June 1990, par. 85.

¹⁶ *Case Concerning Ahmadou Sadio Diallo (Republic of Guinea v. D.R.C.)*, ICJ, Judgement, 25 May 2007, par. 12.

¹⁷ *Cyprus v. Turkey*, ECtHR, Application No. 25781/94, Judgement, 10 May 2001, par 10.

Other types of cases shall be quoted analogically to the examples mentioned above.

4. Legislation

Full name of the legal act (containing reference to the type of the document, number of the document, date of adoption), relevant page or paragraph.

¹⁸ Council directive No 1999/2/EC on the approximation of the laws of the Member States concerning foods and food ingredients treated with ionising radiation

¹⁹ Regulation (EC) No 765/2008 of the European Parliament and of the Council of 9 July 2008 setting out the requirements for accreditation and market surveillance relating to the marketing of products

²⁰ Directive 2014/32/EU of the European Parliament and of the Council of 26 February 2014 on the harmonisation of the laws of the Member States relating to the making available on the market of measuring instruments

²¹ Customary International Humanitarian Law, Volume I: Rules, pp. 176-177, 182.

Other types of legislation shall be quoted analogically to the examples mentioned above.

5. International Treaties and Other Documents

Full name of the document (containing reference to the type of the document, number of the document, parties involved /if available/), date and place of adoption, relevant article or paragraph.

²² Vienna Convention on Succession of States in respect of Treaties from 1978, Article 5.

²³ Agreement between the Government of the Russian Federation and the Cabinet of Ministers of the Ukraine on the Encouragement and Mutual Protection of Investments, Moscow, 1998, Article 7 (1)(a).

²⁴ UN General Assembly Resolution n. A/RES/72/190 from 19 December 2017.

²⁵ UN Security Council Resolution n. 2199 from 12 February 2015.

²⁶ Protocol Additional to the Geneva Conventions of 12 August 1949, and relating to the Protection of Victims of Non-International Armed Conflicts (Protocol II), 1977, Article 5.

²⁷ Convention (IV) relative to the Protection of Civilian Persons in Time of War, Geneva, 1949, Article 13.

²⁸ Legal Consequences of the Construction of a Wall in the Occupied Palestinian Territory, ICJ, Advisory Opinion (2004), par. 106.

Other types of international treaties and other legal documents shall be quoted analogically to the examples mentioned above.

Referring to the source cited in the previous footnote

If **consecutively** referring to **the same source** two or more times, the word 'Ibid.' may be used. 'Ibid.' may be used after another 'Ibid.'.

²⁹ SCHREURER, Ch. and R. DOLZER. *Principles of International Investment Law*. 2nd ed. Oxford: OUP, 2012, p. 314.

³⁰ Ibid.

³¹ Ibid.

If referring to **the same source but different page**, follow 'Ibid.' with a comma and the new page number(s).

³² SCHREURER, Ch. and R. DOLZER. *Principles of International Investment Law*. 2nd ed. Oxford: OUP, 2012, p. 314.

³³ Ibid., p. 318.

Referring to the same source in the footnote later in the numbered list

If referring to **the same source in the footnote later in the list** use the beginning of the citation (e.g. first author's surname) followed by a shortened name of the work and the relevant page number or range of pages.

³⁴ SCHREURER and DOLZER: *Principles...*, p. 136.

c) The full reference list arranged alphabetically by author's surname placed at the end of the work shall be done in accordance with the guidelines below. Sources which do not fall into any of the following categories shall be cited according to the reference pattern that most closely resembles the material to be cited.

1. Literature

1.1. Reference to a book or other separately issued monographic item:

Name of creator(s). Title: <i>Subsidiary title(s)</i>. Edition. Subsidiary creator. Place of publication: Publisher, year of publication. Series title, volume number. Number of pages. Identifier.
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1.1.1. Single creator

BENVENISTI, E. *The International Law of Occupation*. 2nd ed. Oxford: Oxford University Press, 2013. 416 p. ISBN 978-0199682232

FAIX, M. *Law of Armed Conflict and Use of Force: Part Two. Limiting the Effects of War: International Law of Armed Conflict*. Olomouc: Palacky University Olomouc, Faculty of Law, 2013. 209 p. ISBN 978-80-244-3498-8.

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If there are two or three creators of equal status, their names should be given in the reference. The name that is given first should be in a form that is suitable to the alphabetical arrangement of a list, i.e. usually in inverted order (family name recorded first). The name(s) of the second and subsequent creators may be recorded in direct order, if desired. A consistent system of recording such names shall be used throughout the list of references.

SCHREURER, Ch. and R. DOLZER. *Principles of International Investment Law*. 2nd ed. Oxford: OUP, 2012. 456 p. ISBN: 9780199651801

Bundesanstalt für Bodenforschung and UNESCO.

For works with four or more creators, all names should be given if possible. If any names are omitted, the name of the first creator shall be given followed by "and others" or "et al."

FITTING, H. and others.
FITTING, H. et al.

1.2. Reference to a contribution / a chapter in an edited book

By an edited book we mean a collection of texts, each written by a different author. The publication information typically contains the wording *Edited by ...*

Name of creator(s) of the contribution/chapter. Title of the contribution/chapter. In: Name of the creator(s) of the edited book (ed./eds.). Title of the host contribution/chapter: subtitle of the host contribution/chapter. Place of publication: Publisher, year of publication. Series title, numeration of volume etc. containing the contribution. Range of pages within the edited book. Identifier (if available).

GREENWOOD, C. Historical Development and Legal Basis. In: FLECK, D. (ed). *The Handbook of International Humanitarian Law*. 2nd ed. Oxford: OUP, 2009. 775 pages. ISBN 9780199232505.

ASPREMONT, J. Articulating International Human Rights and International Humanitarian Law: Conciliatory Interpretation Under the Guise of Conflict of Norms-Resolution. In: FITZMAURICE, M. and P. MERKOURIS (eds.). *The Interpretation and Application of the European Convention of Human Rights: Legal and Practical Implications*. Leiden-Boston: Martinus Nijhoff Publishers, 2012. 304 pages. ISBN 978-9004242814.

1.3. Article in a periodical

A **periodical** is a publication, for example a journal, that issues articles *periodically*. Journals might be published only a few times per year.

Name of creator(s) of the article. Title of the article: subtitle. Name of the creator(s) of the host periodical. Title of the host periodical, year of publication of the host periodical, volume (issue), range of pages within the host periodical. Identifier (if available).

ASCENSIO, H. Article 31 of the Vienna Conventions on the Law of Treaties and International Investment Law. *ICSID Review*, 2016, 31(2), pp. 366-387. ISSN 0258-3690.

SVACHĚK, O. and M. Faix. Dealing with the Past: Prosecution and Punishment of Communist Crimes in Central and Eastern European Countries. *Espaço Jurídico Journal of Law*, 2015, 16(3), pp. 31-50. ISSN 2179-7943.

2. Internet Resources

Please note that if you intend to cite a book, an article, etc. which was issued **both in print and in an electronic form** and it is evident that the electronic issue fully corresponds with the printed version of the resource (e.g. in pagination), **you shall always use the reference pattern for a printed version of the resource.**

2.1. An electronic book, online monograph

Name of creator(s). Title: subsidiary title [online]. Edition. Place of publication: Publisher, year of publication [viewed DD-MM-YYYY]. Series title, volume number. Number of pages. Identifier (if available). Available from: URL

Bungenberg, M. and A. Reinisch. *From Bilateral Arbitral Tribunals and Investment Courts to a Multilateral Investment Court: Options Regarding the Institutionalization of Investor-State Dispute Settlement* [online]. 2nd ed. Springer Open, 2020 [viewed 31-10-2020]. European Yearbook of International Economic Law. 222 p. ISBN: 9783030456849. Available from: <https://link.springer.com/book/10.1007%2F978-3-662-59732-3>

2.2. Articles in online periodicals

Name of creator(s) of the article. Title of the article: subtitle. *Title of the source document (periodical)* [online]. Year of publication of the source document, volume (issue) [viewed DD-MM-YYYY]. Identifier (if available). Available from: URL

KRIEBAUM, U. Foreign Investments and Human Rights – The Actors and Their Different Roles. *Transnational Dispute Management* [online]. 2013, 10(1) [viewed 11 May 2017]. Available from: <https://www.transnational-dispute-management.com/article.asp?key=1925>

BRENNINKMEIJER, M. and F. GÉLINAS. Execution Immunities and the Effect of the Arbitration Agreement. *Journal of International Arbitration* [online]. 2020, 37(5) [viewed 11 November 2020]. Available from: <https://kluwerlawonline.com/journalarticle/Journal+of+International+Arbitration/37.5/JOIA2020027>

2.3. Contributions within websites

The citation relates to e.g. **articles, entries, reports** published at the **websites of online newspapers, news agencies, encyclopaedias etc.**

Name of creator(s) of the contribution. Title of the contribution: subtitle. *Title of the website* [online]. Date of publication of the contribution [viewed DD-MM-YYYY]. Available from: URL

AUST, A. Treaties, Territorial Application. *The Max Planck Encyclopedia of Public International Law* [online]. 2006 [viewed 11 November 2017]. Available from: <http://opil.ouplaw.com/view/10.1093/law:epil/9780199231690/law-9780199231690-e1492>

AL-WARFALLI, A. and U. LAESSING. Fire at Libyan oil port destroys up to 1.8 million barrels of crude. *reuters.com* [online]. 30 December 2014 [viewed 29 May 2017]. Available from: <http://www.reuters.com/article/us-libya-security-oil-idUSKBN0K810S20141230>

NGUYEN, T. The Procedural Inconsistency of the Envisaged EU Enforcement Regulation with the EU's WTO Obligations. *opiniojuris.org* [online]. 30 October 2020 [viewed 31 October 2020]. Available from: <http://opiniojuris.org/2020/10/30/the-procedural-inconsistency-of-the-envisaged-eu-enforcement-regulation-with-the-eus-wto-obligations>

Business and International Humanitarian Law. *icrc.org*, [online]. 30 November 2006 [viewed 7 July 2019]. Available from: <https://www.icrc.org/en/doc/resources/documents/misc/business-ihl-150806.htm>

3. Cases

Name of the case (parties involved), case number, abbreviated name of the institution, form of the decision, date.

AAPL v. Sri Lanka, ICSID Case No. ARB/87/3, Final Award, 21 June 1990.

Case Concerning Ahmadou Sadio Diallo (Republic of Guinea v. D.R.C.), ICJ, Judgement, 25 May 2007.

Cyprus v. Turkey, ECtHR, Application No. 25781/94, Judgement, 10 May 2001.

Other types of cases shall be quoted analogically to the examples mentioned above.

4. Legislation

Full name of the document (containing reference to the type of the document, number of the document, date of adoption)

Council directive No 1999/2/EC on the approximation of the laws of the Member States concerning foods and food ingredients treated with ionising radiation

Regulation (EC) No 765/2008 of the European Parliament and of the Council of 9 July 2008 setting out the requirements for accreditation and market surveillance relating to the marketing of products

Directive 2014/32/EU of the European Parliament and of the Council of 26 February 2014 on the harmonisation of the laws of the Member States relating to the making available on the market of measuring instruments

Other types of legislation shall be quoted analogically to the examples mentioned above.

5. International Treaties and Other Documents

Author/Institution (if available). Name of the document. Year of publication.

Vienna Convention on Succession of States in respect of Treaties from 1978.

Agreement between the Government of the Russian Federation and the Cabinet of Ministers of the Ukraine on the Encouragement and Mutual Protection of Investments, Moscow, 1998.

UN General Assembly Resolution n. A/RES/72/190 (2017)

UN Security Council Resolution n. 2199 (2015)

Protocol Additional to the Geneva Conventions of 12 August 1949, and relating to the Protection of Victims of Non-International Armed Conflicts (Protocol II), 1977.

Convention (IV) relative to the Protection of Civilian Persons in Time of War, Geneva, from 1949.

Other types of international treaties and other legal documents shall be quoted analogically to the examples mentioned above.

Ad Option 3)

a) References to sources used in the work shall be set out in **superscript-numbered notes** that are **ordered sequentially as they appear in the text**. The footnote number shall be placed at the end of the sentence, at the end of a clause in a sentence, or, if referring to a word, directly after the word.

A norm conflict is present when compliance with one particular norm (thus not the whole legal regime) leads to a breach of the other⁴⁰ or when the state cannot simultaneously honour its obligations under both.⁴¹

When using direct quotes the footnote number shall be placed at the end of the quote.

Indeed, 'a text emanating from a Government must, in principle, be interpreted as producing and intended to produce effects in accordance with existing law and not in violation of it.'⁴⁸

Quotations of over 50 words shall be indented right, without the quotation marks.

Such tension between the nature of reality as presented by the ideology of legal centralism and the actual state of the empirical world has led to the inelegant spectacle of social research on law characterized, as Galanter puts it, by a

repeated rediscovery of the other hemisphere of the legal world ... [of the fact] that law in modern society is plural rather than monolithic, that it is private as well as public in character and that the national (public, official) legal system is often a secondary rather than a primary locus of regulation.⁵

Square brackets [] shall be used for words inserted in the quotation. To show readers that part of a quotation is missing, use **three dots** to replace the missing words. If the original text contains an error of grammar or spelling, or some unexpected language or phrasing, place **[sic]** right after the word or phrase.

b) Each number shall correspond to a numbered footnote containing **author's surname, the date of publication and the range of pages where the original idea is to be found**. Footnotes should be placed on the same page as their accompanying text. The items are separated by a comma (,). The range of pages shall be as narrow as possible allowing the reader to spot the idea in the original source instantly. In the case of a quotation the exact page in the original source shall be given.

Examples:

Citing a single author

¹ Benvenisti, 2012, pp. 16-18

Citing several sources at the same time

² Rogers, 2004, p. 50; Salacuse pp. 28-30, 2015; Schill, 2009, pp. 94-96

Citing a source with several authors

³ Schreurer and Dolzer, 2012, pp. 87-88

Three or more authors

Use "et al." after the first author.

⁴ Terré et al., 1993, p. 55-57

Citing sources by the same author(s) in different years

⁵ Barber 1984, pp. 28-30; 1996, pp. 39-40

Citing sources by the same author(s) in the same year

Differentiate sources published by the same author(s) in the same year by adding a lower case letter (a, b, c, ...) directly after the year, with no space. The work marked "a" shall be listed first in the reference list (the lower case letters are not added after the year in the reference list). Further works by the same author published in the same year shall be listed in the order indicated by letters of the alphabet.

⁶ Polcari, 1988a, p. 67

⁷ Polcari, 1988b, pp. 36-38

Citing chapter author(s) in edited sources

Cite sources that appear as a chapter (or some other part of a larger work) that is edited by using the name of the contributing author(s), not the editor of the whole work.

⁸ Gasser, 2009, 237-240

⁹ Hýbnerová and Tymofeyeva, 2016, pp. 85-87

Citing institutional authors

¹⁰ NHS Institute for Innovation and Improvement (NHSi), 2009, p. 24

Citing secondary sources

This relates to information about another author's work in the work you are reading which you would like to cite in your own work.

¹¹ Ennis, 1996, cited in Robinson, 2011, p. 34

Referring to the source cited in the previous footnote

If **consecutively** referring to **the same source** two or more times, the word '**ibid.**' may be used. '**ibid.**' may be used after another '**ibid.**'

¹² Ennis, 1996, cited in Robinson, 2011, p. 34

¹³ Ibid.

¹⁴ Ibid.

If referring to **the same source but different page**, follow '**ibid.**' with a comma and the new page number(s).

¹⁵ Ennis, 1996, cited in Robinson, 2011, p. 34

¹⁶ Ibid., p. 40

Referring to electronic sources

If referring to electronic sources please follow the instructions for printed materials explained above.

Citing judgments, treaties, legislation

¹⁷ *AAPL v. Sri Lanka* (1990)

¹⁸ Article 8 of the International Covenant on Economic, Social and Cultural Rights (1996)

It is also possible to create an abbreviation of the document for the subsequent referencing:

¹⁹ Article 8 of the International Covenant on Economic, Social and Cultural Rights (1996)

²⁰ Article 8, ICESCR (1996)

²¹ Regulation (EEC) No 2658/87

²² Article 5 of Regulation (EC) No 2201/2003

Other types of documents shall be quoted analogically to the examples mentioned above.

c) The full reference list arranged alphabetically by author's surname placed at the end of the work shall be done in accordance with the guidelines below. Sources which do not fall into any of the following categories shall be cited according to the reference pattern that most closely resembles the material to be cited.

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GREENWOOD, C. Historical Development and Legal Basis. In: FLECK, D. (ed). *The Handbook of International Humanitarian Law*. 2nd ed. Oxford: OUP, 2009. 775 pages. ISBN 9780199232505.

ASPREMONT, J. Articulating International Human Rights and International Humanitarian Law: Conciliatory Interpretation Under the Guise of Conflict of Norms-Resolution. In: FITZMAURICE, M. and P. MERKOURIS (eds.). *The Interpretation and Application of the European Convention of Human Rights: Legal and Practical Implications*. Leiden-Boston: Martinus Nijhoff Publishers, 2012. 304 pages. ISBN 978-9004242814.

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Bungenberg, M. and A. Reinisch. *From Bilateral Arbitral Tribunals and Investment Courts to a Multilateral Investment Court: Options Regarding the Institutionalization of Investor-State Dispute Settlement* [online]. 2nd ed. Springer Open, 2020 [viewed 31-10-2020]. European Yearbook of International Economic Law. 222 p. ISBN: 9783030456849. Available from: <https://link.springer.com/book/10.1007%2F978-3-662-59732-3>

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Name of creator(s) of the article. Title of the article: subtitle. Title of the source document (periodical) [online]. Year of publication of the source document, volume (issue) [viewed DD-MM-YYYY]. Identifier (if available). Available from: URL

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2.3. Contributions within websites

The citation relates to e.g. articles, entries, reports published at the websites of online newspapers, news agencies, encyclopaedias etc.

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AUST, A. Treaties, Territorial Application. *The Max Planck Encyclopedia of Public International Law* [online]. 2006 [viewed 11 November 2017]. Available from: <http://opil.ouplaw.com/view/10.1093/law:epil/9780199231690/law-9780199231690-e1492>

AL-WARFALLI, A. and U. LAESSING. Fire at Libyan oil port destroys up to 1.8 million barrels of crude. *reuters.com* [online]. 30 December 2014 [viewed 29 May 2017]. Available from: <http://www.reuters.com/article/us-libya-security-oil-idUSKBN0K810S20141230>

NGUYEN, T. The Procedural Inconsistency of the Envisaged EU Enforcement Regulation with the EU's WTO Obligations. *opiniojuris.org* [online]. 30 October 2020 [viewed 31 October 2020]. Available from: <http://opiniojuris.org/2020/10/30/the-procedural-inconsistency-of-the-envisaged-eu-enforcement-regulation-with-the-eus-wto-obligations>

Business and International Humanitarian Law. *icrc.org*, [online]. 30 November 2006 [viewed 7 July 2019]. Available from: <https://www.icrc.org/en/doc/resources/documents/misc/business-ihl-150806.htm>

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Case Concerning Ahmadou Sadio Diallo (Republic of Guinea v. D.R.C.), ICJ, Judgement, 25 May 2007.

Cyprus v. Turkey, ECtHR, Application No. 25781/94, Judgement, 10 May 2001.

Other types of cases shall be quoted analogically to the examples mentioned above.

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Council directive No 1999/2/EC on the approximation of the laws of the Member States concerning foods and food ingredients treated with ionising radiation

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Agreement between the Government of the Russian Federation and the Cabinet of Ministers of the Ukraine on the Encouragement and Mutual Protection of Investments, Moscow, 1998.

UN General Assembly Resolution n. A/RES/72/190 (2017)

UN Security Council Resolution n. 2199 (2015)

Protocol Additional to the Geneva Conventions of 12 August 1949, and relating to the Protection of Victims of Non-International Armed Conflicts (Protocol II), 1977.

Convention (IV) relative to the Protection of Civilian Persons in Time of War, Geneva, from 1949.

Other types of international treaties and other legal documents shall be quoted analogically to the examples mentioned above.