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ELIMINATING THE OUTCOMES OF THE BOSNIAN GENOCIDE AS A MEANS TO PERSERVING PEACE IN BOSNIA AND HERZEGOVINA

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Abstract: This article deals with setting forth the outcomes of the crime of genocide which was substantiated by the Judgment of the International Court of Justice on 26 February 2007 in the Bosnia and Herzegovina versus Serbia and Montenegro case concerning the violation of the Convention on the Prevention and Punishment of the Crime of Genocide. Providing for an overview of the law relevant to this case, the following article addresses how to eliminate the outcomes of the Bosnian genocide in the interest of protecting peace and security in the West Balkan region.

Key Words: Genocide, Judgment, VRS, international law, peace

I. Introduction

n 26 February 2007, the International Court of Justice (ICJ) in the Hague delivered a Judgment in the Bosnia and Herzegovina versus Serbia and Montenegro case in respect of the violation of the Convention on the Prevention and Punishment of the Crime of Genocide (The Genocide Convention). It was established that genocide was committed against a group of Bosnian Muslims in and around Srebrenica.

The perpetrators of genocide were, in particular, members of the Army (VRS) and the Ministry of Interior (MUP) of the Republic Srpska. Serbia was found responsible for failing to prevent genocide and punish the perpetrators.

Some officers of the Main Headquarters of the VRS, that planned and committed genocide were receiving salaries and other benefits from the Federal Republic of Yugoslavia (FRY) but were appointed to their commands by the President of Republic Srpska and were subordinated to the political leadership of Republic

United States. Congress

The Prevention and Intervention of Genocide Samuel Totten, 2017-09-08 Over the last twenty years the world has witnessed four major genocides There was the genocide in Iraq 1988 in Rwanda 1994 in Srebrenica 1995 and in Darfur 2003 and continuing Most observers agree there is an urgent need to assess the international community s efforts to prevent genocide and to intervene once a genocide is under way in an effective and timely manner This volume the latest in a widely respected series on the subject of genocide provides an overview of a host of issues germane to this task The book begins with a cogent discussion of the issues of prevention and intervention during the Cold War years The second chapter discusses the abject failures and moderate though in some cases highly controversial successes at prevention and intervention carried out in the 1990s and early 2000s Further chapters examine latest efforts to develop an effective genocide early warning system and examine the complexity of and barriers to prevention The pros and cons of sanctions and the problems of enforcement and evaluation their effectiveness are then discussed Conflicts between state sovereignty and the protection of threatened populations are examined both in historical context and by incorporating the latest thinking Later chapters treat the issue of intervention why and how it has met with only limited success Concentrating on Rwanda and Srebrenica chapter 8 discusses various peace operations that were abject failures and those that were moderately successful The concept of an anti genocide regime is examined in terms of progress in developing such a regime as well as what the international community must do in order to implement it Chapters discuss key issues related to post genocidal periods those that need to be addressed in order to establish stability in a wounded land and populace as well as to prevent future genocides The final chapter asks whether bringing perpetrators to justice has any impact in breaking impunity ensuring deterrence and bringing about reconciliation The contributors to the volume are all noted scholars some of whom specialize in the study of genocide and others who specialize in such areas as early warning peacekeeping and sanctions Bosnian Security After Dayton Michael A. Innes, 2006-09-27 Featuring fresh contributions from leading scholars this new volume considers a varied range of post war post Dayton and post 9 11 problems and issues reminding readers that Dayton is not the only challenge to the safety stability and long term viability of the post war Bosnian state Drawing together all the latest research this book covers new ground in its discussion of post 9 11 security concerns and in its leading edge analyses of crime corruption and terror in a transitional state It takes Bosnia Herzegovina seriously as a subject of regional and international affairs and is a critically important contribution to scholarship showing how redefined global security concerns have heavily altered international and domestic security priorities in Bosnia Herzegovina with corresponding implications for post war justice and identity politics foreign intervention and state level institution building This is essential reading for scholars of the Balkans peacebuilding and reconstruction European politics and of security studies in general <u>Department of Defense Authorization for</u> Appropriations for Fiscal Year 1998 and the Future Years Defense Program: Military posture, service secretaries, service

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