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# **Naval Warfare Handbook**

**Department of the Army** 

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set out principles of law of special concern to the naval commander during any period in which U S naval forces are engaged in armed conflict Although the primary emphasis of these chapters is on the conduct of naval warfare relevant principles and concepts common to the whole of the law of war are also discussed PURPOSEThis publication is intended for the use of operational commanders and supporting staff elements at all levels of command It is designed to provide officers in command and their staffs with an overview of the rules of law governing naval operations in peacetime and during armed conflict The explanations and descriptions in this publication are intended to enable the naval commander and his staff to comprehend more fully the legal foundations upon which the orders issued to them by higher authority are premised and to understand better the commander's responsibilities under international and domestic law to execute his mission within that law This publication sets forth general quidance It is not a comprehensive treatment of the law nor is it a substitute for the definitive legal guidance provided by judge advocates and others responsible for advising commanders on the law Officers in command of operational units are encouraged to utilize this publication as a training aid for assigned personnel This publication provides general information and guidance It is not directive and does not supersede guidance issued by the chain of command INTERNATIONAL LAWFor purposes of this publication international law is defined as that body of rules that States consider binding in their relations with one another International law is created by States It derives from the practice of States in the international arena and from international agreements between States International law provides stability in international relations and an expectation that certain acts or omissions will result in predictable consequences If one State violates the law it may expect that others will reciprocate Consequently failure to comply with international law ordinarily involves greater political and economic costs than does observance In short States comply with international law because it is in their interest to do so Like most rules of conduct international law is in a continual state of development and change This publication seeks to accurately describe the state of international law on the date of the publication s issuance Practice of StatesThe general and consistent practice among States with respect to a particular subject which over time is accepted by them generally as a legal obligation is known as customary international law Customary international law is the principal source of international law and is binding upon all States Law and Usage of War Thomas Barclay, 2013-12

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