

Law Of Cyber Warfare Ssrn

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The article examines how the law of cyber warfare may evolve in response to the growing centrality of cyber activities to modern life. Drawing on the extant law as set forth in the Tallinn Manual on the International Law of Cyber Warfare, it focuses on the principle of sovereignty, the jus ad bellum, and the jus in bello.

The Law of Cyber Warfare: Quo Vadis? by Michael N ... - SSRN

Hayes, Carol Mullins and Kesan, Jay P., Law of Cyber Warfare (February 14, 2014). International Encyclopedia of Digital Communication and Society (Wiley-Blackwell), 2014 (Forthcoming); Illinois Program in Law, Behavior and Social Science Paper No. LBSS14-25; Illinois Public Law Research Paper No. 14-26.

Law of Cyber Warfare by Carol Mullins Hayes, Jay P ... - SSRN

Abstract. This article seeks to shed some light on the application of international humanitarian law (IHL), otherwise known as the law of armed conflict or the laws of war, to the phenomenon of cyber warfare.

Applying International Humanitarian Law to Cyber Warfare ...

Law Of Cyber Warfare Ssrn The article examines how the law of cyber warfare may evolve in response to the growing centrality of cyber activities to modern life. Drawing on the extant law as set forth in the Tallinn Manual on the International Law of Cyber Warfare, it focuses on the principle of sovereignty, the jus ad bellum, and the jus in bello.

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The most significant debate regarding the applicability of international humanitarian law to cyber operations involves interpretation of the rules governing cyber 'attacks', as that term is understood in the law. For over a decade, the debate has been a binary one between advocates of the 'permissive approach' developed by the author and a 'restrictive approach' championed by those who saw the permissive approach as insufficiently protective of the civilian population and other ...

Rewired Warfare: Rethinking the Law of Cyber Attack - SSRN

Actually, cyber warfare issues may be resolved in terms of traditional law of war concepts, although there is scant demonstration of its application because, so far, instances of actual cyber warfare have been unusual. Although cyber questions are many, the law of war offers as many answers.

Cyber Warfare (Chapter 17) - The Law of Armed Conflict

Faced with limited options for so-called "hacking back," state officials and international legal experts alike have championed creative interpretations of international law to allow retribution on state hackers: invoking countermeasures, or the notion that a rogue state can be brought, forcefully, into line with international legal obligations.

The Law of Cyber Interference in Elections by ... - SSRN

Abstract. This paper proposes an alternate test for combatant status in cyber warfare focused on State affiliation. Long an important, yet overlooked criterion for combatant status, State affiliation enjoys solid textual support in the extant law and supports the fundamental principles of distinction and discipline through state responsibility.

The Notion of Combatancy in Cyber Warfare by Sean ... - SSRN

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Cyber warfare, cyber force, cyber attack, jus ad bellum, United Nations Charter, self-defence, state responsibility 2. The United Nations Security Council and the Enforcement of International Humanitarian Law

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Professor Jensen is an expert in the law of armed conflict, public international law, national security law, and cyber warfare. He was one of the group of experts who prepared the Tallinn Manual on the International Law Applicable to Cyber Warfare and is currently working on the follow Tallinn Manual dealing with cyber operations more generally.

Eric Talbot Jensen - BYU J. Reuben Clark Law School

SSRN "The Cyber-Law of Nations," 103 Geo. L.J. 317 (2015). SSRN "Cyberwar and International Law Step Zero," 50 Tex. Int'l L.J. 357 (2015). (Invited symposium contribution.) SSRN "Review of 'The Tallinn Manual on the International Law Applicable to Cyber Warfare'" (Michael N. Schmitt ed., 2013), 108 Am. J. Int'l L. 585 (2014) ...

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