While the general principle of applicability of treaties based on reciprocity is relevant in international humanitarian law, there is no reciprocity in respect for treaties.

**OUTLINE**

Chapter 2, III. 5. b) State – State: International Humanitarian Law in the law of treaties [1]

Chapter 13, IX. 2. c) applicability of the general rules on State responsibility dd) but no reciprocity [2]

**LEGAL SOURCE**

common 2/3 [3] (see ICRC updated Commentary [4])

PI, 96/2 [5]

CIHL, 140 [6]
## CASES

International Law Commission, Articles on State Responsibility (Part A., Arts 49-51) [8]

Sweden, Report of the Swedish International Humanitarian Law Committee (Part. 3.3) [9]

United States Military Tribunal at Nuremberg, The Ministries Case [10]

Eritrea/Ethiopia, Partial Award on POWs (Part B., Paras. 148-163) [11]

ICTY, Prosecutor v. Martic (Part A., Para. 9) [12]

ICTY, The Prosecutor v. Kupreskic et al. (Paras. 517-520) [13]

Colombia, Constitutional Conformity of Protocol II (Para. 9) [14]

Germany, Government Reply on the Kurdistan Conflict [15]

## BIBLIOGRAPHIC RESOURCES


Source URL: https://casebook.icrc.org/glossary/reciprocity

Links
[1] https://casebook.icrc.org/law/fundamentals-ihl#b_iii_5_b
[12] https://casebook.icrc.org/case-study/icty-prosecutor-v-martic#part_a_para_9