While IHL is applicable in armed conflicts only, International Human Rights Law is applicable in all situations. However, all but the non-derogable provisions may be suspended, under certain conditions, in situations threatening the life of the nation. As the latter do not only include armed conflicts, the complementarity remains imperfect; in particular, a gap exists in situations of internal disturbances and tension.

### OUTLINE

| Chapter 14. IHL and human rights - Introductory text |  |

### DOCUMENT


### CASES

- Gaza: Health situation in the Gaza Strip [3]
- Health Care in Pakistan’s Tribal Areas [4]
- United Kingdom, The Case of Serdar Mohammed (High Court Judgment) [5]
ECHR, Al-Jedda v. UK [6]

ECHR, Hassan v. UK [7]

ECHR, Al-Skeini et al. v. UK [8]

UN, Statement of a Special Rapporteur on Drone Attacks [9]

Malaysia/Philippines, Conflict over the Sultanate of Sulu [10]


Report of the Special Rapporteur on the Right of Everyone to the Enjoyment of the Highest Attainable Standard of Physical and Mental Health [12]

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ICRC, International Humanitarian Law and the challenges of contemporary armed conflicts in 2015 [17] (Paras. 170 [18], 183 [19])

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United Kingdom, The Case of Serdar Mohammed (Court of Appeal and Supreme Court Judgments) [21]

USA, Al-Shimari v. CACI Premier Technology, Inc. [22]

Israel/Palestine, Accountability for the Use of Lethal Force [23]

UN/Colombia, Human Rights Committee Clarifications and Concluding Observations (2016) [24]

United States of America, Military Commissions Trial Judiciary, Guantanamo Bay, Cuba: United States of America v. Khalid Shaikh Mohammad et al. [25]

Mexico, The "War on Drugs" [26]

Africa, The AfCHPR on the interplay between human rights and IHL [27]

ECRH, Jaloud v. The Netherlands [28]

South Sudan, Activities of Oil Companies [29]

Israel/Occupied Palestinian Territory, Occupation and Natural Resources [30]

“Great March of Return” Demonstrations and Israel’s Military Response [31]

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TIGROUDJA Hélène, “Quel(s) droit(s) applicable(s) à la ‘guerre au terrorisme’ ?”, in AFDI, Vol. 48, 2002, pp. 81-102.


Further reading:


ORAKHELASHVILI Alexander, “The Interaction between Human Rights and


ZIMMERMANN Andreas, “Extraterritorial Application of Human Rights Treaties:

**Source URL:** https://casebook.icrc.org/glossary/human-rights-applicable-armed-conflicts

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