Civilian person

“Civilian” means, in an international armed conflict, any person who does not belong to the armed forces [1] and does not take part in a “levée en masse [2]”. In case of doubt whether a person is a civilian or not, that person must be considered to be a civilian.

“Civilian [3]” means, in a non-international armed conflict, all persons who are neither members of state armed forces nor members of an organized armed group [4].

Civilian population

The civilian population is made up of civilian persons. In international armed conflicts, the presence within the civilian population of individuals who do not come within the definition of civilians does not deprive the population of its civilian character. Appropriate rules protect the whole population of a party to a conflict without any adverse distinction. Both in international [5] and non-international armed conflicts [6], the civilian population enjoys general protection against the dangers of military operations.

Special protection

journalists See Journalists [7]

women See Women [8]
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protected persons See Protected persons [12]

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Iraq: Situation of Internally Displaced Persons

Syria, the Battle for Aleppo

ICC, Confirmation of Charges against LRA Leaders

ICRC, Statement - War in Cities ; What is at Stake?

Colombia Peace Agreement
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ECJ, Aboubacar Diakité v. Commissaire général aux réfugiés et aux apatrides [38]


Syria, Syrian rebels treat captured Filipino soldiers as 'guests' [40]

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General protection
Chapter 8, 1. Rules benefiting all civilians

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Chapter 9, b) the presence of a combatant or military objective among the civilian population

LEGAL SOURCE

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GCIV, 13 [56], 27 [90]

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IACHR, Tablada (paras 178 and 189)  

Israel, Evacuation of Bodies in Jenin  

Sudan, Report of the UN Commission of Enquiry on Darfur (A. paras 263-267)  

ICTY, The Prosecutor v. Strugar (para. 282)  

Syria, Report by UN Commission of Inquiry (March 2017)  

Italy, Use of force against ambulances in Iraq  

Germany, Aerial Drone Attack in Mir Ali/Pakistan  

Central African Republic/Democratic Republic of Congo/Uganda, LRA attacks
Central African Republic, Coup d’Etat

DOCUMENT

UN, Resolutions and Conference on Respect for the Fourth Convention (E. II. 2.)

ICRC Appeals on the Near East

ICRC, DPH

ICRC, Interpretive Guidance on the Notion of Direct Participation in Hostilities

BIBLIOGRAPHIC RESOURCES

Suggested reading:


Source URL: https://casebook.icrc.org/glossary/civilian-population

Links
[1] https://casebook.icrc.org/glossary/armed-forces