

Tokyo University of Foreign Studies  
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# DEMOCRACIES, INSURGENCIES AND TERRORISM, AND PEACE BUILDING

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The background of the slide is a solid blue color. In the lower right quadrant, there are several faint, concentric circles that resemble ripples in water, creating a decorative pattern.

## UNCONVENTIONAL WARFARE

State versus non-state  
entity

Emergency warfare and  
justice

## CONVENTIONAL WARFARE

State versus state

Geneva Conventions  
and normal justice

# MODE OF WARFARE

- No uniform, concealed enemy, civilians provide food, funds, recruits, information, safe places, external states support insurgents/terrorists
- Civilians coerced, 'traitors' executed, moderates silenced, no one sees, hears, knows anything
- No unilateral military victory, mutually hurting stalemate

# MODE OF PEACEMAKING

- Negotiated peace, constitutional design, power sharing, RIDP return, demilitarization, justice and political amnesty, economic reconstruction, external state guarantees and monitoring

Or

- Failed state, anarchy, warlords, criminal mafias, continued warfare, no enforceable peace

# CASES STUDIED

- Malaya
- Algeria
- Northern Ireland
- Israel/Palestinians
- Afghan and Iraqi wars

# FINDINGS

- To reach a military stalemate and implement a peace process, democratic states temporarily deviate from the Geneva conventions and normal justice, but deviations are lawfully enacted, temporary, limited and checked for abuses.
- Restraints in a democracy are due to military professionalism, checks and balances in the polity, public opinion and the civil society, and international opinion and checks. These restraints are weakened in an emergency.
- The British mode of warfare and peace building in Malaya and Northern Ireland had fewer abuses, violations of human rights and of the laws of war than the Bush administration mode in Afghan and Iraqi war.

# COUNTERINSURGENT / COUNTER-TERROR

- Deep intelligence comes from population
- Population will not provide it unless there is security
- The realities of urban guerrilla warfare -- 'hit and run' 'hold and fight' 'search and destroy' 'clear and hold' 'force protection and collateral damage' examples
- Why normal justice does not work – the ICTY - collective punishment - detentions - coercive interrogation - reasonable doubt - search and seizure - profiling - clearing false positives - suicide attacks and the IDF
- Thompson on Malaya, Galula in Algeria

# BRITISH VERSUS US COUNTERINSURGENCY AND COUNTER-TERROR

- Supremacy of Parliament versus President claims unchecked executive authority
- How abuses are handled and corrected
- How peace time justice and Geneva Conventions are restored