



# The Armed Forces (Special Powers) Act

# Armed Force As Power

**Timothy Edmunds, Marjan Malešič**



## **Armed Force As Power:**

**Armed Force as Power** Wendell J. Coats, 1967      **International Law and the Use of Armed Force** Joel Westra, 2007-04-11 Since the UN Charter came into effect in 1945 there have been numerous incidents in which one or more of the five major powers at least arguably violated the Charter's Article 2 4 prohibition of force Such incidents notwithstanding this book demonstrates how the Charter restrains the major powers military actions As an instrument of international order the Charter provides a framework of legal rules restricting the use of armed force Although these rules are subject to auto interpretation by the major powers as a consequence of their veto they create an expectation of compliance that subjects the major powers military actions to international scrutiny To reduce the likelihood of resistance from states threatened by such actions major powers exercise prudential restraint altering the manner and timing of their military actions in accordance with the legal arguments offered to justify those actions as consistent with the Charter and therefore not threatening to the existing international order The book evaluates the efficacy of the Charter using large N methods and five case studies US intervention in the Caribbean 1953 61 Anglo French intervention in Egypt 1956 Soviet intervention in Hungary 1956 US British intervention in Iraq 1990 98 and US British intervention in Iraq 1999 2003 The book's extensive focus on the two Iraq cases provides a basis for timely evaluation of the continuing salience and possible reforms of the UN Charter system This book will be of much interest to students of security studies the UN international law and international relations

**Armed Forces Special Power Act** Dr. U C Jha, 2015-03-01 The Armed Forces Special Powers Act AFSPA has become one of the most controversial laws both in India and the world A few NGOs and human rights activists have described it as draconian alleging that it gives the armed forces unrestricted power to arrest without warrant destroy property and shoot to kill besides providing them with complete immunity The loud and continuous clamour against the Act has drawn the attention of various international organizations The UN Special Rapporteur on Extrajudicial Summary or Arbitrary Executions Christof Heyns has recently called for the repeal of the law stating AFSPA allows the state to override rights Such a law has no role in a democracy and should be scrapped On the other hand the armed forces hold that the AFSPA is necessary for tackling the growing menace of militancy and protecting their men from the unnecessary harassment caused by litigation General V K Singh the former chief of army staff and now a cabinet minister has emphasized that the AFSPA is a functional requirement of the armed forces This is the first book in India not only to attempt a complete analysis of the various provisions of the AFSPA but also to provide an insight into the legislative efforts of other democracies to meet the challenges of growing terrorism It delves into cases of human rights violations in which members of the armed forces have been implicated and at the same time argues that it is equally important to safeguard the human rights of the members of the armed forces In order to help find an amicable solution the author makes a few recommendations for the consideration of the government and armed forces

**National Security, Military Power & the Role of Force in International**

**Relations** Army Library (U.S.),1976

**Powering the Armed Forces** Gary Roughead,Jeremy Carl,Manuel

Hernandez,2012-07-01 Powering the Armed Forces offers a perspective on the impressive work now under way in the US military forces to address energy challenges and ultimately achieve energy security Drawn from a Hoover Institution conference in December 2011 contributors to the book include senior defense officials from the Office of the Secretary of Defense Departments of the Army Navy Marine Corps and Air Force as well as representatives from the National Defense University and Naval Postgraduate School The authors discuss energy security and the defense department s contribution to energy issues from the strategic level to the operational and tactical battlefield environment They reveal how energy critically relates to our national security mission and to the effectiveness and safety of our men and women fighting on land at sea and in the air Most importantly they show that the defense department is committed to improving our nation s energy position and to demonstrating its ability to influence events through its commitment to sound policies and tangible contributions across the spectrum of energy security

**Background Information on the Use of United States Armed Forces in Foreign Countries** United States. Congress. House. Committee on Foreign Affairs,1951 *Armed Forces Talk* ,

**Armed Forces and International Security** Jean M. Callaghan,Franz Kernic,2003 Designed as a textbook and interdisciplinary reference for the social sciences this volume examines key issues in the current global security agenda and relationships between armed forces and society around the world The book s concise chapters on a broad range of themes related to national and international security military sociology and civil military relations were written by experts from 18 countries This volume also has a groundbreaking section which using country studies and regional overviews discusses civil military relations in as well as the most salient theoretical and practical features of current means of democratic control of the armed forces in the early 21st century

**Taxmann's Armed Forces (Special Powers) Act 1958 [Bare Act with Section Notes] - Comprehensive | Up-to-date Legal Reference that Consolidates All Key Statutes | Section-Wise Notes | Case Law** Taxmann,2025-07-02 Armed Forces Special Powers Act 1958 Bare Act with Section Notes by Taxmann presents the complete and up to date statutory framework that regulates the special powers conferred upon the Indian Armed Forces in disturbed areas This compendium meticulously consolidates the principal Act allied legislation and exhaustive section wise notes making it an essential legal resource for interpreting applying and understanding the legal regime governing armed operations civil military relations and accountability mechanisms within India Beyond the central Act this Edition incorporates the full text of Armed Forces Emergency Duties Act 1947 Armed Forces Punjab and Chandigarh Special Powers Act 1983 Armed Forces Jammu and Kashmir Special Powers Act 1990 Each enactment is accompanied by detailed editorial notes statutory commentary and select extracts of relevant Supreme Court and High Court judgments ensuring comprehensive coverage and practical usability This book is intended for the following audience Legal Practitioners Advocates Judges For reference in litigation interpretation and analysis of statutory powers and constitutional safeguards

relating to the armed forces deployment Government Officials Policymakers Law Enforcement For guidance on statutory compliance notification procedures and inter agency protocols in disturbed areas Defence Services Armed Forces Personnel For awareness of rights duties and legal protections under the Act especially regarding operations in disturbed areas Academicians Researchers Students As a reliable and authoritative source for research teaching and academic analysis of national security laws constitutional law and human rights jurisprudence Human Rights Organisations Civil Society To facilitate informed advocacy compliance evaluation and independent review of state action in disturbed regions The Present Publication is the 2025 Edition covering the amended and updated text of the Armed Forces Special Powers Act Act No 28 of 1958 and Rules with the following noteworthy features Verbatim Text of All Applicable Acts The publication reproduces the latest text of the Armed Forces Special Powers Act 1958 and allied enactments as amended up to date Up to date Reliable Fully amended text as per the latest legislative developments up to 2025 Pre amendment Provisions Incorporates the text of provisions as they existed prior to the amendment in the respective amendment footnotes enabling the reader to understand the legal position before the amendment and its applicability during the pre amendment period Comprehensive Section Notes Exhaustive notes provide practical explanations historical context and a summary of case law for each key section Judicial Precedents Authoritative case summaries from the Supreme Court and High Courts interpreting and testing the constitutional validity operational scope and procedural safeguards under these Acts Allied Acts The volume uniquely compiles the 1947 1983 and 1990 Special Powers Acts catering to different territorial contexts and emergent legislative requirements User oriented Structure Organised for ready reference facilitating efficient research and pointwise understanding Subject Indexes Each enactment is supported by a detailed subject index for rapid location of statutory provisions Editorial Guidance Curated by Taxmann s expert editorial team ensuring reliability legal accuracy and scholarly value Authoritative Reference Trusted by courts practitioners and academic institutions for precise statutory reference The structure of the book is as follows Act wise Organisation Each enactment is presented in full followed by section wise notes and judicial interpretations Section Notes Each section is annotated with o Plain language explanations o Compliance checklists o Relevant judicial pronouncements Subject Index The closing section provides a comprehensive user friendly index for instant access to key topics and statutory provisions Easy Navigation Clear headings sub headings and bullet points make the book accessible for both quick reference and scholarly study

*Military Power* Brian Holden Reid, 1997 The essays on aspects of the Anglo American approach to war range from study of volunteer soldiering in the Mexican War of 1846 48 analyses of operations in the two World Wars to a reconsideration of the nature of future warfare

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