



National Security Committee Newsletter

December 2008

Committee Members: This is a brief newsletter to let you know about recent developments and what's on the horizon for the committee. Please let us know if you have any questions or comments, and Happy Holidays!

Year in Review

Our contributing authors have submitted their draft articles for the upcoming "Year in Review" edition of the *The International Lawyer*. Nearly a dozen people submitted brief articles. The articles describe recent developments in numerous areas including national security sanctions against North Korea and terrorist groups, the Iran Sanctions & Divestment Act of 2008, the Convention on Cluster Munitions, and high-profile court cases on issues such as private security contractors and military commissions.

A big thanks to all of the authors who researched and wrote articles for our next Year in Review article. The National Security Committee's article will once again be timely, relevant, and informative. We anticipate that it will be published in Summer 2009 (Vol. 43, No. 2) of *The International Lawyer*. For a copy of our most recent published Year in Review (Summer 2008), you can go our [website](#).

Programs

With the Spring Meeting approaching (April 14-18 in Washington, D.C.), we are pleased to report that the National Security Committee will be sponsoring two programs.

First, Committee Advisor John Harrington and Steering Committee Member Jonathan Meyer are planning a program on Russia, Georgia, and the Use of Force and International Law. This program will examine the legal justifications for the use of force and discuss how international law both permits and proscribes the application of military might. Representatives from Russia and the Republic of Georgia, joined by experts in the field, will investigate the legal questions that arise after diplomacy fails and discuss the ever-expanding avenues of dispute resolution and International Law, through the prism of the Georgian Conflict of August 2007.

Second, Committee Co-Chair Christopher Hynes, with assistance from Jonathan Meyer, is planning a program called "War Powers In A New Age of Armed Conflict." It will take place at on Friday, April 17, 2009 at the Fairmont Hotel in Washington, D.C., between the hours of 2:00 to 3:30 p.m. The program is intended to deal with both the recommendations of the National War Powers Commission generally, as well as specific issues that may arise in contending with non-traditional types of armed conflict.

The committee also will be co-sponsoring a third program – "Between a Rock and a Hard Place: Managing Conflicts Between U.S. National Security Laws and Canadian Privacy Protection Requirements" – at the 2009 Spring Meeting.

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Also in the works is a program on the Military/Foreign Affairs Exemption to the Administrative Procedure Act's notice-and-comment rulemaking requirements (with planning from Committee Vice-Chair Eve Pogoriler). The committee is continuing to plan timely, thoughtful programs. As always, if you would like to help plan a program, we would welcome hearing from you.

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The National Security Committee is concerned with current legal and policy developments nationally and internationally that affect all security interests of the United States, with a particular focus on the rule of law, nonproliferation and disarmament of weapons of mass destruction, threats by nonstate actors, intelligence, military doctrine, and international institutions such as the United Nations and NATO. The Committee hosts programs with Members of Congress, current and former administration officials, members of governmental and international agencies, and other experts at regular ABA meetings and other venues, including the United Nations and Capitol Hill. Our website is available [here](#).