

		Applicability <i>ratione temporis</i> of Transfer Prohibitions/ Restrictions					
	Legal Basis for Prohibition/Restriction of Use	Arms Control Law	Commen Art. 1 GCI-IV	Human Rights Law	Neutrality Law	<i>Jus ad bellum</i>	ATT
Weapons whose use and transfer is prohibited by a treaty			all times	n/a	State of war	Threat to the peace, breach of the peace, or act of aggression	all times?
Blinding laser weapons	Prot. IV to CCW, art. 1	all times					
Anti-personnel mines	Ottawa Convention, art.1						
Remotely delivered anti-personnel mines which are not in compliance with the provisions on the self-destruction and self-deactivation set out in the Technical Annex	Rev. Prot. II to CCW, art. 6§2	IAC and NIAC					
Mines designed or of a nature to cause superfluous injury or unnecessary suffering	Rev. Prot. II to CCW, art.3§3						
Mines specifically designed to detonate the munition in the presence of mine detectors	Rev. Prot. II to CCW, art.3§5						
Self-deactivating mines equipped with an anti-handling device designed to function after the mine itself has ceased to be capable of functioning	Rev. Prot. II to CCW, art. 3§6						
Weapons whose use is prohibited by a treaty							
Projectile of a weight below 400 grammes	St. Petersburg Declaration	n/a					
Bullets which expand or flatten easily in the human body	Hague Declaration						
Non-detectable fragments	Prot. I to CCW						
Examples of weapons whose use would be contrary to general principles of IHL							
Small-calibre weapon systems	SIRUS Principle	n/a					
Cluster-munitions	Principle of Distinction						
Weapons whose use is restricted by a treaty							
Automatic submarine contact mines	Hague Convention VIII, 1907	n/a					
Mines, booby-traps and other devices	Prot. II to CCW, art. 3,4,5,6						
Booby-traps and other devices	Rev. Prot. II to CCW, art.3, 4, 6						
Incendiary weapons	Rev. Prot. III to CCW, art.2						
Weapons not as such contrary to IHL and whose use is not restricted by a treaty							
All other conventional arms <i>likely</i> to be used in violation of international law	n/a	n/a					

Applicability <i>ratione personae</i> of Transfer Prohibitions/ Restrictions							
Legal Basis for Prohibition/Restriction of Use	Arms Control Law	Common Art. 1 GCI-IV	Human Rights Law	Neutrality Law	<i>Jus ad bellum</i>	ATT	
Weapons whose use and transfer is prohibited by a treaty							
Blinding laser weapons	Prot. IV to CCW, art. 1	Among States Parties and Between States Parties and States not Parties	All States	n/a	Between Neutral States and States engaged in an IAC	Between UN Member States and States/ NSA under Embargo	Among States Parties to the ATT and between States Parties and States not Parties to the ATT ?
Anti-personnel mines	Ottawa Convention, art.1						
Remotely delivered anti-personnel mines which are not in compliance with the provisions on the self-destruction and self-deactivation set out in the Technical Annex	Rev. Prot. II to CCW, art. 6§2						
Mines designed or of a nature to cause superfluous injury or unnecessary suffering	Rev. Prot. II to CCW, art.3§3						
Mines specifically designed to detonate the munition in the presence of mine detectors	Rev. Prot. II to CCW, art.3§5						
Self-deactivating mines equipped with an anti-handling device designed to function after the mine itself has ceased to be capable of functioning	Rev. Prot. II to CCW, art. 3§6						
Weapons whose use is prohibited by a treaty							
Projectile of a weight below 400 grammes	St. Petersburg Declaration	n/a					
Bullets which expand or flatten easily in the human body	Hague Declaration						
Non-detectable fragments	Prot. I to CCW						
Examples of weapons whose use would be contrary to general principles of IHL							
Small-calibre weapon systems	SIRUS Principle	n/a					
Cluster-munitions	Principle of Distinction						
Weapons whose use is restricted by a treaty							
Automatic submarine contact mines	Hague Convention VIII, 1907	n/a	Between Third States and States engaged in an Armed Conflict				
Mines, booby-traps and other devices	Prot. II to CCW, art. 3.4,5,6						
Booby-traps and other devices	Rev. Prot. II to CCW, art.3, 4, 6						
Incendiary weapons	Rev. Prot. III to CCW, art.2						
Weapons not as such contrary to IHL and whose use is not restricted by a treaty							
All other conventional arms <i>likely</i> to be used in violation of international law	n/a	n/a					

Applicability <i>ratione materiae</i> of Transfer Prohibitions/ Restrictions							
	Legal Basis for Prohibition/Restriction of Use	Arms Control Law	Common Art. 1 GCI-IV	Human Rights Law	Neutrality Law	<i>Jus ad bellum</i>	ATT
Weapons whose use and transfer is prohibited by a treaty							
Blinding laser weapons	Prot. IV to CCW, art. 1	Blinding laser weapons		n/a	All Conventional Arms (depending on national laws and regulations)	All Conventional Arms (depending on the wording of the SC resolution)	All Conventional Arms?
Anti-personnel mines	Ottawa Convention, art.1	Anti-personnel mines					
Remotely delivered anti-personnel mines which are not in compliance with the provisions on the self-destruction and self-deactivation set out in the Technical Annex	Rev. Prot. II to CCW, art. 6§2	Remotely delivered anti-personnel mines which are not in compliance with the provisions on the self-destruction and self-deactivation set out in the Technical Annex					
Mines designed or of a nature to cause superfluous injury or unnecessary suffering	Rev. Prot. II to CCW, art.3§3	Mines designed or of a nature to cause superfluous injury or unnecessary suffering					
Mines specifically designed to detonate the munition in the presence of mine detectors	Rev. Prot. II to CCW, art.3§5	Mines specifically designed to detonate the munition in the presence of mine detectors					
Self-deactivating mines equipped with an anti-handling device designed to function after the mine itself has ceased to be capable of functioning	Rev. Prot. II to CCW, art. 3§6	Self-deactivating mines equipped with an anti-handling device designed to function after the mine itself has ceased to be capable of functioning					
Weapons whose use is prohibited by a treaty							
Projectile of a weight below 400 grammes	St. Petersburg Declaration	n/a	Projectile of a weight below 400 grammes	n/a	All Conventional Arms (depending on national laws and regulations)	All Conventional Arms (depending on the wording of the SC resolution)	All Conventional Arms?
Bullets which expand or flatten easily in the human body	Hague Declaration		Bullets which expand or flatten easily in the human body				
Non-detectable fragments	Prot. I to CCW		Non-detectable fragments				
Examples of weapons whose use would be contrary to general principles of IHL							
Small-calibre weapon systems	SIRUS Principle	n/a	Small-calibre weapon systems	n/a	All Conventional Arms (depending on national laws and regulations)	All Conventional Arms (depending on the wording of the SC resolution)	All Conventional Arms?
Cluster-munitions	Principle of Distinction		Cluster-munitions				
Weapons whose use is restricted by a treaty							
Automatic submarine contact mines	Hague Convention VIII, 1907	n/a	Automatic submarine contact mines	n/a	All Conventional Arms (depending on national laws and regulations)	All Conventional Arms (depending on the wording of the SC resolution)	All Conventional Arms?
Mines, booby-traps and other devices	Prot. II to CCW, art. 3,4,5,6		Mines, booby-traps and other devices				
Booby-traps and other devices	Rev. Prot. II to CCW, art.3, 4, 6		Booby-traps and other devices				
Incendiary weapons	Rev. Prot. III to CCW, art.2		Incendiary weapons				
Weapons not as such contrary to IHL and whose use is not restricted by a treaty							
All other conventional arms <i>likely</i> to be used in violation of international law	n/a	n/a	All Conventional Arms	n/a	All Conventional Arms (depending on national laws and regulations)	All Conventional Arms (depending on the wording of the SC resolution)	All Conventional Arms?

Source: BREHM, M., Conventional Arms Transfers in the Light of Humanitarian and Human Rights Law, CUDIH, Geneva, 2005