### Summary Table
Elements Identified in International Criminal Tribunals concerning the Existence of a Non-International Armed Conflict

<table>
<thead>
<tr>
<th>Cumulative Criteria</th>
<th>Factors</th>
<th>Example (though neither necessary nor sufficient) indicators</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>The existence of a command structure</td>
<td>• The existence of headquarters</td>
</tr>
<tr>
<td></td>
<td></td>
<td>• The existence of a general staff or high command</td>
</tr>
<tr>
<td></td>
<td></td>
<td>• The existence of internal regulations</td>
</tr>
<tr>
<td></td>
<td></td>
<td>• The issuing of political statements or communiqués</td>
</tr>
<tr>
<td></td>
<td></td>
<td>• The existence of spokespersons</td>
</tr>
<tr>
<td></td>
<td></td>
<td>• Identifiable ranks and positions</td>
</tr>
<tr>
<td>Organization of the Non-State Armed Group(s)</td>
<td>The existence of military (operational) capacity</td>
<td>• The ability to define a unified military strategy</td>
</tr>
<tr>
<td></td>
<td></td>
<td>• The ability to use military tactics</td>
</tr>
<tr>
<td></td>
<td></td>
<td>• The ability to carry out large-scale or coordinated military operations</td>
</tr>
<tr>
<td></td>
<td></td>
<td>• The control of certain territory and territorial division into zones of responsibility</td>
</tr>
<tr>
<td></td>
<td>The existence of logistical capacity</td>
<td>• The existence of supply chains (to gain access to weapons and other military equipment)</td>
</tr>
<tr>
<td></td>
<td></td>
<td>• The ability of troop movement</td>
</tr>
<tr>
<td></td>
<td></td>
<td>• The ability to recruit and train personnel</td>
</tr>
<tr>
<td></td>
<td>The existence of an internal disciplinary system and the ability to implement IHL</td>
<td>• The existence of disciplinary rules or mechanisms within the group</td>
</tr>
<tr>
<td></td>
<td></td>
<td>• Training in such rules</td>
</tr>
<tr>
<td></td>
<td>The ability of the group to speak with one voice</td>
<td>• The capacity to act on behalf of its members in political negotiations</td>
</tr>
<tr>
<td></td>
<td></td>
<td>• The capacity to conclude cease-fire agreements</td>
</tr>
<tr>
<td>Intensity of Hostilities (on the “protracted” characteristic, see the report text)</td>
<td>The use of armed forces</td>
<td>• The quantity of troops involved</td>
</tr>
<tr>
<td></td>
<td></td>
<td>• The increase in the number and type (e.g., army, air force, or navy) of government forces and the need for mobilization</td>
</tr>
<tr>
<td></td>
<td>The attacks</td>
<td>• The seriousness of attacks and whether there has been an increase in armed clashes</td>
</tr>
<tr>
<td></td>
<td></td>
<td>• The spread of clashes over territory and over a period of time</td>
</tr>
<tr>
<td></td>
<td></td>
<td>• Damage and causalities suffered by the fighting parties</td>
</tr>
<tr>
<td></td>
<td>The type of actions</td>
<td>• The extent to which towns are besieged or supply routes are blocked</td>
</tr>
<tr>
<td></td>
<td></td>
<td>• The closure of roads</td>
</tr>
<tr>
<td></td>
<td>The type of weapons, ammunition, and other military equipment used by the parties</td>
<td>• Use of heavy weapons, such as tanks and other heavy vehicles</td>
</tr>
<tr>
<td></td>
<td>Effects on the civilian population</td>
<td>• Number of casualties</td>
</tr>
<tr>
<td></td>
<td></td>
<td>• Number of civilians forced to flee from the combat zones</td>
</tr>
<tr>
<td></td>
<td></td>
<td>• The extent of destruction</td>
</tr>
<tr>
<td></td>
<td>Involvement of the U.N. Security Council and other external actors</td>
<td>• Whether resolutions have been passed on the situation</td>
</tr>
<tr>
<td></td>
<td></td>
<td>• Whether there were other external actors</td>
</tr>
</tbody>
</table>