



**ADF INDO-PACIFIC CENTRE  
FOR MILITARY LAW  
TRAINING HANDBOOK**

**JULY 2020**

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## **GLOSSARY OF TERMS**

**ADELE** – Australian Defence Electronic Learning Environment

**ADF** – Australian Defence Force

**ADFELPS** – ADF English Language Profiling System

**APS** – Australian Public Service (civilian, government workforce)

**BM** – Business Manager

**BSO** – Business Support Officer

**CC** – Chief Counsel, First Assistant Secretary, Defence Legal Division

**CJC** – Chief of Joint Capabilities

**DCP** – Defence Cooperation Program

**DGMLS** – Director-General Military Legal Service

**DIPCML** – Director ADF Indo-Pacific Centre for Military Law

**DLD** - Defence Legal Division

**DMLC** – Director Military Law Centre

**DPN** – Defence Protected Network (previously known as the DRN)

**DTBC** – Defence Travel Budget Calculator

**HOc** – Heads of Community (Navy)/Corps (Army)/Category (RAAF), being Director of Navy Legal Service (DNLS), Director of Army Legal Service (DALs) and Director of Air Force Legal Service (DAFLS) respectively.

**IET** – Defence International Education and Training team in IP-Div

**IPCML** – ADF Indo-Pacific Centre for Military Law

**IP-Div** – Defence International Policy Division

**JTP** – Joint Training Program

**LTO** – Legal Training Officer

**LOAC** – Laws of Armed Conflict

**MLC** – Military Law Centre

**MLS** – Military Legal Service

**PLO** – Permanent Legal Officer

**PMKeyS** – Personnel Management Key Solution (the Defence human resource system)

**POC** – Point of Contact

**RLO** – Reserve Legal Officer

**TCO** – Training Coordination Officer

**TDO** – Training Development Officer

### **IPCML Course Acronyms**

1. **CSOL** – Command and Staff Operations Law Course
2. **CLET** – Cyber Law and Emerging Technology Course
3. **LOPO** – Law of Peace Operations Course
4. **MOLC** – Maritime Operations Law Course
5. **MSC** – Maritime Security Cooperation Course
6. **ROE** – Rules of Engagement Course

## **REFERENCES**

1. ADF Indo-Pacific Centre for Military Law Internet: <https://www.defence.gov.au/Legal/ipcml.asp>
2. ADF Indo-Pacific Centre for Military Law Intranet: <http://drnet.defence.gov.au/AssociateSecretary/DLD/DGADF/Directorates/Pages/Indo-Pacific-Centre-For-Military-Law.aspx>
3. ADF Military Law Centre Internet: <http://www.defence.gov.au/legal/mlc.asp>
4. ADF Military Law Centre Intranet: <http://drnet.defence.gov.au/AssociateSecretary/DLD/DGADF/Directorates/Pages/Military%20Law%20Centre.aspx>
5. Australian Defence Electronic Learning Environment (ADELE): [www.adele.edu.au](http://www.adele.edu.au)
6. Defence International Engagement Manual (only available on the DRN Intranet): <http://drnet/strategy/IPDiv/DIEM/Pages/Defence-International-Engagement-Manual.aspx>
7. Enabling Principles for Defence International Engagement (only available on the DRN Intranet): <https://objective/id:BN5901841>
8. Defence White Paper 2016: <https://defence.gov.au/WhitePaper/Docs/2016-Defence-White-Paper.pdf>
9. 2020 Defence Strategic Update: [https://www.defence.gov.au/StrategicUpdate-2020/docs/2020\\_Defence\\_Strategic\\_Update.pdf](https://www.defence.gov.au/StrategicUpdate-2020/docs/2020_Defence_Strategic_Update.pdf)
10. Defence Learning Manual (only available on the DRN Intranet): <http://intranet.defence.gov.au/home/documents/departmental/manuals/dlm.htm>

## **PREFACE**

This Training Handbook provides general information to Defence Personnel on the ADF Indo-Pacific Centre for Military Law (IPCML), and the training courses it offers. This information can equally be used by APS course participants from other Australian Government departments and agencies, by invitation. International students attending IPCML courses under the Defence Cooperation Program, or other international engagement arrangements, will be provided with an Administrative Instruction by the relevant Post. The Training Handbook details the governance arrangements, panelling policies, course administrative requirements and general guidance concerning the management of the IPCML training activities, along with an overview of the proposed suite of courses offered.

The IPCML was established on 04 March 2020 as a regional centre of excellence in military law which supports a stable and secure Indo-Pacific region, a rules-based global order, and respect for international law. The mission of the Centre is to promote respect for the rule of law and compliance with international law in military operations through training, international engagement, and related activities with partners from the Indo-Pacific region.

The establishment of the IPCML additionally reflects the focus in the 2016 Defence White Paper and 2020 Defence Strategic Update on increased international engagement and training in order to promote a stable Indo-Pacific region and a rules-based global order. Training regional partners in military law aims to build confidence and capacity and promote the conduct of military operations in accordance with the law. This is an important aspect of Australia's strategic interests, and our law and leadership role in the Indo-Pacific region.

The IPCML's activities aim to make a positive contribution to security and stability in the Indo-Pacific region by promoting respect for the rule of law, and compliance with international law. The Centre's objectives are to:

- Deliver legal training courses and capacity building activities for military officers from the Indo-Pacific region so they are trained to conduct operations in accordance with the law;
- Conduct workshops, seminars and other activities designed to operationalise the law, and explore topical military law and international law issues within a regional context;
- Develop a panel of experts comprised of Australian and international academics and practitioners to provide instructional support, conduct research, and contribute to the ADF's discourse on military law; and
- Establish collaborative partnerships and maintain contacts through outreach initiatives with other military and government establishments, academia, international law bodies, and civil society representatives within Australia and overseas to encourage the mutual exchange of ideas and experiences, and to benchmark best practice in military law training.



**GK Corbiau**

Director, ADF Indo-Pacific Centre for Military Law

14 July 2020

## 1. OVERVIEW

### Introduction

1.0 This Training Handbook has been designed to provide Defence personnel, including ADF Legal Officers, as well as other Australian Government representatives or officials from invited agencies with guidance, expectations and the general administrative arrangements and requirements for courses delivered by the IPCML. International students will receive detailed guidance in an Administrative Instruction provided by Post once their nomination is confirmed.

1.1 It will also provide some context on the international engagement objectives and Defence strategic interests that sit behind the IPCML's mission. For a more comprehensive insight into how the IPCML aligns with Defence's strategic interests, please refer to the IPCML Unit Standing Instruction.

1.2 While IPCML training courses are not targeted specifically at an ADF Legal Officer audience, they are legally focused courses. The IPCML courses are advantageous for an ADF Legal Officer's career and professional development, in addition to their Legal Training Modules (LTMs), although they are not mandated by the Legal Officer Specialist Officer Career Structure (LOSOCS).

1.3 IPCML courses offer Defence personnel the opportunity to develop valuable professional networks, contribute to a regional dialogue on the respective areas of law which concern the ADF, and act in a representational function in international engagement activities, such as providing guidance to international students in syndicate exercises.

1.4 Course participants can expect to gain legal skills and knowledge in a range of areas, including: International Humanitarian Law (IHL), also referred to as the Law of Armed Conflict (LOAC); International Human Rights Law; Rules of Engagement (ROE); Targeting and the Use of Force; Detention; Maritime Operations; Humanitarian Assistance and Disaster Relief (HADR); Peace Operations; Women, Peace and Security; and Operational Incident Management.

1.5 The IPCML sits under the Director-General Military Legal Service (DGMLS) in the Defence Legal Division, and is co-located with the ADF Military Law Centre at Victoria Barracks Sydney in Paddington, NSW. The Centre's contact details are:

**Physical address:**

ADF Indo-Pacific Centre for Military Law  
Victoria Barracks Sydney, Building 113  
34A Moore Park Road, PADDINGTON NSW 2021

**Postal address:**

ADF Info-Pacific Centre for Military Law  
Victoria Barracks Sydney, Building 113  
Locked Bag 7005  
LIVERPOOL NSW 1871

**Telephone:** +61 2 8335 5633

**Email:** [ipcml@defence.gov.au](mailto:ipcml@defence.gov.au)

1.6 Additional information, including course dates, can be found on the [IPCML website](#) and the [IPCML intranet](#) site for Defence personnel.



## **Defence International Engagement and Strategic Interests**

1.7 The 2016 Defence White Paper set out Australia's strategic outlook and the Commonwealth Government's long term plan for Australia's defence until 2035. The White Paper lists three strategic Defence interests:

- a. A secure, resilient Australia;
- b. A secure nearer region of maritime Southeast Asia and the Pacific; and
- c. Contributing to a stable Indo-Pacific region and a rules based global order.

1.8 The White Paper placed an increased emphasis on the rules based global order, training, cooperation and capacity building, and increased international engagement. It also advocated for a broader global outlook, while maintaining a focus on core partners and the nearer region.

1.9 The White Paper's strategic defence priorities have led to an increase in the budget afforded to Defence Cooperation Program (DCP) activities, which has meant a doubling in the training Defence provides in Australia for international students, and greater support for the rules based global order to enhance international and regional security in the Indo-Pacific.

1.10 The 2020 Defence Strategic Update, released in July 2020, sets out the Government's response to our changing environment, notably by reiterating the importance of international engagement, which was the focus of the 2016 Defence White Paper. The IPCML's activities directly contribute to shaping Australia's strategic environment, which is one of the three new strategic objectives. As a result of the Strategic Update, Defence will prioritise our immediate region of the Indo-Pacific for the ADF's geographical focus, specifically the area ranging from the north-eastern Indian Ocean through maritime and mainland South East Asia to Papua New Guinea and the South West Pacific. Defence will invest in enhancing Defence's posture and partnerships in the region, including in support of the Pacific Step-up objectives.

1.11 This renewed focus on international engagement and enhancing commitments in the Indo-Pacific region in the 2020 Defence Strategic Update along with the strategic outlook, interests and priorities outlined in the 2016 Defence White Paper correspond to the vision and mission of the IPCML. The IPCML's objectives, and corresponding activities, align with a step-up in engagement with the Indo-Pacific region, a greater effort on training regional partners, and efforts to reinforce the importance of international law, and the rule of law, as cornerstones of a secure and stable region.

1.10 An essential element of Defence's international engagement is the education and training provided in Australia to members of international defence and other government organisations. Training is an invaluable tool for engaging foreign countries, as it develops the capacity of regional and global partners, and is an integral part of the development of relationships between Defence members and their international counterparts.

1.11 The IPCML's engagement under the Defence Cooperation Program (DCP) consists of a range of activities, such as training developed for and delivered to an international audience in Australia, which falls under the banner of the Joint Training Program (JTP) sponsorship arrangements, as well as deploying Mobile Training Teams (MTT) overseas to deliver short-term in-country training and capacity-building activities with regional partners.

1.12 The courses delivered by the IPCML are aimed at developing specific skill sets and knowledge areas to bridge identified gaps in partner expertise that are beneficial to both countries. It also improves Australia's capacity to work with partners in response to common

security challenges, and builds strong people-to-people links with regional security partners at the tactical, operational and strategic levels. Engagement through training results in enhanced regional capacity, professionalisation, and self-sufficiency, and also contributes to enhanced interoperability and mutual understanding in an operational context.

## 2. GENERAL TRAINING INFORMATION

### Nominations for IPCML Courses

2.0 **Defence Personnel.** Nominations for IPCML courses are invited from Defence Personnel between the rank of CAPT (E) to COL (E), or the level of APS5 to EL2. An announcement about each IPCML course will be issued by DEFGRAM, and disseminated on ForceNet, approximately 12 weeks out from the commencement of the course. Nominations from Defence Personnel at the requisite rank/level, should be justified by a present or future service/business need, and require chain of command approval. Defence Personnel should secure unit funding for travel, accommodation and allowances to attend.

2.1 **Australian Government.** Invitations will also be disseminated at this time to other Australian Government departments and agencies with whom the IPCML collaborates on a regular basis, such as the Commonwealth Attorney-General's Department, the Department of Foreign Affairs and Trade, and the Australian Civil-Military Centre.

2.2 **International.** IPCML courses are aimed at officers (CAPT (E) to COL (E)) from regional armed forces, law enforcement agencies and government departments under the DCP's JTP. The process for overseas students to nominate for IPCML courses is managed by IP-Div IET and the DCP POC at Post, and this includes English language testing and language waivers, which are conducted per the Australian Defence Force English Language Profiling System (ADFELPS) as it applies for use in the DCP. This information is disseminated to Posts by IP-Div IET by way of an Administrative Instruction.

### Panelling on IPCML Courses

2.3 There are generally up to 30 places on course for international students, and up to ten Defence Personnel or Australian Government participants.

2.4 **Australian students.** Panelling of Defence Personnel, Australian Government, or representatives of other agencies or organisations is at the discretion of the DIPCML, in consultation with the Course Manager.

2.5 ADF Legal Officers are encouraged to nominate for IPCML courses, and their panelling on course will be prioritised according to service and joint capability requirements. DIPCML will, if necessary, consult with HOCs and/or Director Legal Capability – Military (DLC-M) in relation to ADF Legal Officer nominations.

2.6 **International students.** Panelling of international students on IPCML courses is managed by IP-Div IET based on nominations received from Posts.

2.7 DIPCML is the panelling authority for all IPCML courses. IP-Div IET is the funding approval authority for all international students subject to either DCP, Defence Engagement (DE) or Fee-For-Service (FFS) arrangements. Students will be panelled on courses in accordance with the panelling criteria below:

- a. Reception of a properly completed nomination form by the due date
- b. Rank/level
- c. Department/agency/group/division
- d. Country

- e. English language ability, as determined by an ADFELPS test, if not a native speaker (IP-Div IET manage language waivers)
- f. Service and joint capability needs and requirements, in consultation with the service HOCs, DLC-M, and DMLC
- g. A present or future service/business need exists
- h. Chain of command/management approval has been granted.

2.8 **Joining Instructions.** A Joining Instruction will be sent to the provided email address of all students panelled on a course. Any required forms will be attached. Joining Instructions will normally be sent at least three weeks prior to course commencement.

### **Course attendance**

2.9 The decision to release personnel for IPCML training lies with the member's workplace. In general, Commanders/managers/supervisors will take into account unit requirements, and attendance at major exercises or deployments, which are critical for professional development and progression. Joint and single-service warfare and professional education courses are also essential for career development.

2.10 Where a member is approved to attend training, and is then subsequently withdrawn due to service or business reasons, it is requested that the chain of command advise DIPCML via email to [ipcml@defence.gov.au](mailto:ipcml@defence.gov.au).

2.11 Students are to ensure that work commitments, travel arrangements, and/or personal commitments do not interfere with attendance, where possible. Students are to ensure that their supervising officer and workplace is aware of their attendance on course and that they should not be otherwise tasked during the relevant period. The Course Manager must be notified of any lateness or absence from the course.

### **Expectations of students**

2.12 IPCML courses are normally restricted to a maximum of 40 students, comprising international students, ADF members, including PLO and RLO, Defence APS and officials from other government departments. A fortunate consequence of attending IPCML courses is that participants from different backgrounds and experiences have the opportunity to engage and network, to gain an understanding and appreciation of different practices, protocols and procedures within other countries

2.13 Students are expected to dress and behave maturely in a manner consistent with the standard expected of an ADF officer. The IPCML courses play a significant role in continuing professional development (CPD) and international engagement, and accordingly a professional approach to learning is expected. This includes avoiding the intrusion of electronic communications and giving presenters the attention they expect in accordance with professional courtesy.

2.14 Furthermore, as the IPCML courses host participants from the international community, we expect all participants to act respectfully and courteously towards each other, and maintain an appropriate level of cultural sensitivity. For Australian students, this also means deference to and engagement with international students, to ensure they get the most out of the experience, and are well hosted.

## **Record Keeping**

2.15 Student details and attendance will be recorded on an IPCML database and stored via Defence's nominated Knowledge Management system (Objective).

2.16 Students will also be given access to the Australian Defence Education and Learning Environment (ADELE), an online platform where presentations and syndicate exercise material will be stored in soft copy for students to access during and post-course.

2.17 The IPCML will also complete post-course reporting of all Defence Personnel via PMKeyS.

### 3. DESCRIPTION OF IPCML COURSES

3.0 The IPCML offers a suite of six training courses, which are generally all delivered on an annual basis at the IPCML training facility at Victoria Barracks Sydney.

3.1 These courses can also be delivered overseas to members of foreign armed forces, by a Mobile Training Team, subject to special request.

3.2 The learning outcomes of all IPCML training courses are broadly similar. The courses develop students' understanding of the legal environment of military operations (the nature of which will depend on the specific focus of the course), and the ability to then apply those legal principles in a contemporary operational context.

3.3 The courses are equally intended to promote regional engagement through an interactive learning program and associated networking opportunities. The course has an emphasis on course participants contributing to and sharing perspectives. Activities within the program are designed to promote networking, and students are expected to proactively engage and display a positive and respectful attitude toward building professional relationships with regional counterparts.

3.4 **Command and Staff Operations Law Course.** This course is a foundational level course for regional military officers, designed to raise the awareness of commanders and their staff about key operations law issues that affect contemporary military operations. It aims to address key legal and operational issues that may impact on effective military operations across the full spectrum of operations.

3.5 Typical areas of study on this course include: International humanitarian and human rights law; Use of force; Law of weaponry; Targeting law; Law of the sea and naval warfare; Air operations; Rules of Engagement; Command responsibility; Peace operations; Cyber operations; The role of the United Nations in global security; Status and treatment of detainees; Multinational operations and interoperability; International Committee of the Red Cross; Civil-military cooperation; Law, ethics and military operations; and International criminal law and tribunals.

3.6 **Cyber Law and other Emerging Technologies Course.** This is a foundational level course, intended to provide an introduction to those legal issues related to cyber conflict and computer network operations, ranging from cyber espionage to cyber warfare, and other emerging technologies (e.g., armed unmanned vehicles, autonomous weapons, nanotechnology and space).

3.7 A key focus is on how military commanders, advisors and operational planners need to be aware of the impacts of new technology on planning and conducting military operations, and moral and legal obligations in this use of these new means and methods of warfare.

3.8 Typical areas of study on this course include: Cyber Operations and Capability, Chemical Weapons and Biotechnology, Space, Military Robotics, Autonomous Weapon Systems, Criminal Law and Accountability, Ethics and New Technology, the Tallinn Manual.

3.9 **Law of Peace Operations Course.** This is a foundational level course for regional military officers, designed to provide an introduction to the legal issues relevant to the creation and conduct of peace operations. It focuses on the legal basis for peace operations, consideration of use of force during peace operations, and uses case studies of both past and current peace

operations to explore the key legal and operational issues in the planning and conduct of peace operations.

3.10 Typical areas of study on this course include: Legal Framework of Peace Operations, Formation of UN Peace Operations, International Humanitarian law, International Human Rights Law, Law of Armed Conflict, Rule of Law, Use of Force, Rules of Engagement, Command Responsibility and Accountability, the Role of the International Committee of the Red Cross, Policing/Law Enforcement on Peace Operations, Detention, and Women, Peace and Security.

3.11 **Maritime Operations Law Course.** This course is a foundational level course for regional military officers, designed to provide an introduction to the law of the sea, maritime law enforcement issues, the law of naval warfare, and the application of legal principles to maritime operations. By exploring a number of case studies various maritime operations issues are explored such as use of force at sea, law of naval warfare, maritime disputes and Coalition and UN maritime operations.

3.12 Typical areas of study on this course include: Maritime Zones, National Regulations and Enforcement, Use of Force at sea, Maritime Regulation and Enforcement on the High Seas, Law of Naval Warfare, Rules of Engagement for Maritime Operations, Responses to Terrorism and Proliferation at sea, Maritime Disputes, Coalition and UN Maritime Operations.

3.13 **Maritime Security Cooperation Course.** This course is not a foundational level one, and participants are expected to have some experience with, and understanding of, the laws applicable to maritime operations. Contemporary themes are discussed throughout the course such as maritime law enforcement, maritime fisheries enforcement, counter piracy and use of force in the maritime context.

3.14 The course is intended to provide a forum for Australian and regional military officers to develop a common understanding of the key international law principles governing maritime operations and to promote regional engagement within the Indo-Pacific.

3.15 Typical areas of study on this course include: Law of the Sea, Freedom of Navigation, Regional maritime boundaries disputes and cooperation, Customs/Illegal immigration, Maritime Law Enforcement, Regional Offshore Fisheries Management, Maritime fisheries enforcement, Use of Force, Maritime Information Cooperation, Humanitarian Assistance and Disaster Relief, Counter Piracy and Counter Narcotic Operations.

3.16 **Rules of Engagement Course.** This course is a foundational level course for regional military officers. The course is designed to provide participants with a sound understanding of the Rules of Engagement (ROE) process, the legal bases for the use of force and its relationship to ROE, the ability to use the San Remo ROE Handbook together with the application of LOAC and other international law with drafting ROEs for a wide range of military operations with an emphasis on maritime and peace keeping/support operations.

3.17 Typical areas of study on this course include: Use of Force, Rules of Engagement, Law of the Sea/Maritime Security, Humanitarian Assistance and Disaster Relief Operations, Air Operations, Targeting, Role and Mandate of the International Committee of the Red Cross, ROE Challenges in Multinational Operations, Armed Conflict, Planning and Drafting ROE.