

Abstract

Modern Aspects of the Law of Naval Warfare

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As a preparatory study for examining "Modern Aspects of Law of Naval Warfare," the aim and purpose of the article is to describe problems which stem from gap between the sphere of modern naval tactics and "obsolete" rules of law of naval warfare. In this article, the following legal arguments are discussed: firstly, as a fundamental problem, current status of the law of neutrality at sea and legal ramification between law of naval warfare and peacetime law of the sea. Those arguments stem from modern *jus ad bellum*, the article 51 of the UN Charter namely. Next argument is to survey the emerging change in the law of targeting at sea, which paves the way to evaluate legally state practice in the Second World War mainly concerning to the law of neutrality. Moreover, the implication of military state of art technology upon law of naval warfare will be stated. More specifically, it seems rather difficult for the existing rule to govern modern naval warfare effectively. Further, in modern warfare general, it is next to impossible to ignore the protection of natural environment. For this reason mainly, protection of environment in *jus in bello* should also be examined.

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