

# Dr Alexander Wentker

DPhil in Law (Oxford), MJur (Oxford), Maître en droit (Paris II – Panthéon-Assas)

## List of Publications

### Monograph

1. *Party Status to Armed Conflict in International Law* (Oxford University Press 2024).
  - a. awarded the *Francis Lieber Prize* of the American Society of International Law, *German Thesis Award* (Second Prize, Arts & Humanities Section) of the Körber Foundation, the *Helmuth-James-von-Moltke Prize* of the German Society for Military Law and the Laws of War, and the *Christian-Fiammengio Thesis Prize* for International Understanding and International Relations (Second Prize)
  - b. reviewed by: Marko Milanovic, 'On Parties and Co-Parties: A Comment on Alex Wentker's Book' (EJIL:Talk!, 1 April 2025) <https://www.ejiltalk.org/on-parties-and-co-parties-a-comment-on-alex-wentkers-book/>; Ashley Deeks, 'The Power of Co-Party Influence on IHL Compliance' (EJIL:Talk!, 2 April 2025) <https://www.ejiltalk.org/the-power-of-co-party-influence-on-ihl-compliance/>; Philippa Webb, 'Co-Party Status to Armed Conflict and the Rise of Artificial Intelligence' (EJIL:Talk! 2025, 2 April 2025) <https://www.ejiltalk.org/co-party-status-to-armed-conflict-and-the-rise-of-artificial-intelligence/>; Paul Berman, 'Party Status to Armed Conflict' (EJIL:Talk!, 3 April 2025) <https://www.ejiltalk.org/party-status-to-armed-conflict/>.

### Journal Articles

2. 'Verwaltungsgerichtlicher Eilrechtsschutz gegen Rüstungsausföhrungenehmigungen: strategische Prozessföhrung und Gewaltenteilung' [Provisional Measures Proceedings before Administrative Courts against Arms Export Licences: Strategic Litigation and the Separation of Powers] (2025) 44 Neue Zeitschrift für Verwaltungsrecht 547.
3. 'Ausföhrungenehmigungen vor dem Verwaltungsgericht: Examensklausur Öffentliches Recht' [Arms Export Licences before the Administrative Courts: State Exam Paper Public Law] (2025) 57 Juristische Arbeitsblätter 400.
4. 'Krieg und Frieden vor dem Internationalen Gerichtshof' [War and Peace before the International Court of Justice] (2024) 79 Juristenzeitung 1067.
5. 'The Armed Attack Exception to Neutrality in Today's International Peace and Security Law' (2024) 73 ICLQ 963.
  - a. awarded the *ICLQ Early Career Prize*
6. "'Public Interest" Verfahren gegen Drittstaaten vor dem Internationalen Gerichtshof – zum Eilrechtsbeschluss in der Rechtssache Nicaragua gegen Deutschland' [Public Interest Litigation against Third States before the International Court of Justice – The Provisional Measures Order in *Nicaragua v. Germany*] (2024) 77 Die Öffentliche Verwaltung 776 (with Robert Stendel)
7. 'Inter-State Assistance in War under International Law' (2023) 66 German Yearbook of International Law 325 (with Claus Kreß; updated English version of 'L'assistance d'États tiers dans la guerre d'Ukraine au regard du droit international')
8. 'At War? Party Status and the War in Ukraine' (2023) Leiden Journal of International Law 36 (2023) 643.
9. 'L'assistance d'États tiers dans la guerre d'Ukraine au regard du droit international' (2022) 68 Annuaire Français de Droit International 173 (with Claus Kreß).
10. 'Kriegspartei? Sicherheitspolitischer Diskurs und Völkerrecht im Ukraine-Krieg' [Who is

- a party to the war? Security policy discourse and international law in the war against Ukraine] (2022) 75 Die Öffentliche Verwaltung 988.
11. 'Partnered Operations and Positive Duties of Co-Parties' (2022) 27 Journal of Conflict and Security Law 159.
  12. 'Purpose-based regulation of consent to non-forcible interventions' (2019) 79 Zeitschrift für ausländisches öffentliches Recht und Völkerrecht / Heidelberg Journal of International Law 671.

### Contributions to edited collections

13. in Nikolas Eisentraut, Jonas Botta, Friederike Gebhard, and Hannah Ruschemeier (eds), Grundgesetz-Kommentar [Commentary on the German Basic Law] (2026) [forthcoming]:
  - a. 'Art. 41 GG [Basic Law]'
  - b. 'Art. 45a GG [Basic Law]' (with Ansgar Baumgarten)
  - c. 'Art. 48 GG [Basic Law]' (with Ansgar Baumgarten)
  - d. 'Art. 87a GG [Basic Law]'
14. The Law of Neutrality', in Dieter Fleck (ed), *The Oxford Handbook of International Humanitarian Law* (Oxford University Press, 5<sup>th</sup> edn 2026) [forthcoming]
15. 'Neutrality' in Eliav Lieblich and Tom Dannenbaum (eds), *Research Handbook on International Legal Theory and War* (Edward Elgar 2024) [forthcoming].
16. 'Nichtteilnahme als Grenzphänomen zwischenstaatlicher Gerichts- und Schiedsverfahren – die Fälle South China Sea und Arctic Sunrise' [Non-Participation in Inter-State Proceedings Before International Tribunals – the *South China Sea* and *Arctic Sunrise* cases] in Marie-Clarie Foblets, Dirk Hanschel, and Armin Höland (eds), *Grenzen des Rechts* (Universitätsverlag Halle-Wittenberg 2018) 39.

### Research Paper (double-blind peer reviewed)

17. 'Identifying co-parties to armed conflict in international law: How and why states, international organizations and armed groups become parties to war' (Chatham House Research Paper, 2024) (with contributions from Miles Jackson und Lawrence Hill-Cawthorne) <https://www.chathamhouse.org/sites/default/files/2024-03/2024-03-06-identifying-co-parties-armed-conflict-international-law-wentker.pdf>.

### Blogposts and short pieces

18. 'Party Status to Armed Conflict in International Law: Author's Response' (EJIL:Talk!, 3 April 2025) <https://www.ejiltalk.org/party-status-to-armed-conflict-in-international-law-authors-response/>.
19. 'Party Status to Armed Conflict in International Law: An Overview' (EJIL:Talk!, 1 April 2025) <https://www.ejiltalk.org/party-status-to-armed-conflict-in-international-law-an-overview/>.
20. 'More and more cases on war and genocide are being litigated at the ICJ – states providing military assistance should take note' (Chatham House Expert Comment, 4 September 2024) <https://www.chathamhouse.org/2024/09/more-and-more-cases-war-and-genocide-are-being-litigated-icj>.
21. 'Taking the Road Less Travelled: The ICJ's Pragmatic Approach to Provisional Measures in *Nicaragua v Germany*' (EJIL:Talk!, 3 May 2024) <https://www.ejiltalk.org/taking-the-road-less-travelled-the-icjs-pragmatic-approach-to-provisional-measures-in-nicaragua-v-germany/> (with Robert Stendel).
22. 'Joining in Wars' (Articles of War, 1 April 2024) <https://lieber.westpoint.edu/joining-in->

- [wars/](#).
23. 'Conspicuously Absent: The Indispensable Third Party Principle at the ICJ in *Nicaragua v Germany*' (Verfassungsblog, 13 March 2024) <https://verfassungsblog.de/conspicuously-absent/>.
  24. 'At War: When Do States Supporting Ukraine or Russia become Parties to the Conflict and What Would that Mean?' (EJIL:Talk!, 14 March 2022) <https://www.ejiltalk.org/at-war-when-do-states-supporting-ukraine-or-russia-become-parties-to-the-conflict-and-what-would-that-mean/>.
  25. '*Serdar Mohammed v Ministry of Defence*, Appeal judgment [2017] UKSC 2' (2018 ILDC 2803) Oxford Reports on International Law in Domestic Courts.
  26. 'Jurisdictional Immunities in the New York Southern District Court? The case of *Rukoro et al. v. Federal Republic of Germany*' (EJIL:Talk!, 13 August 2018) <https://www.ejiltalk.org/jurisdictional-immunities-in-the-new-york-southern-district-court-the-case-of-rukoro-et-al-v-federal-republic-of-germany/> (with Richard Dören).
  27. 'Venezuela's Non-Participation Before the ICJ in the Dispute Over the Essequibo Region' (EJIL:Talk!, 29 June 2018) <https://www.ejiltalk.org/venezuelas-non-participation-before-the-icj-in-the-dispute-over-the-essequibo-region/>.
  28. 'Debate Map: Disputes in the South and East China Seas' (2017) Oxford Public International Law Debate Maps <https://opil.ouplaw.com/page/222> (with John Louth).

### Newspaper article

29. 'Die Amerikanische Ausnahme' [The American Exception] *Frankfurter Allgemeine Zeitung* (8 February 2021) 15 (with Richard Dören).

### Selected Presentations

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|-------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 11 September 2025 | Eroding the Consent Principle? Findings in Advisory Opinions as 'Givens' in Contentious Cases (European Society of International Law, Annual Conference, FU Berlin – Pre-Conference Workshop International Courts and Tribunals) |
| 22 May 2025       | Hybrid Threats and Emerging Technology: A Constitutional Law Perspective (German Council on Foreign Relations [DGAP], Berlin)                                                                                                    |
| 18 December 2024  | <i>Monetary Gold</i> in the Age of Public Interest Litigation: The Indispensable Third Party Principle at 70 (Hebrew University Jerusalem, with Robert Stendel)                                                                  |
| 25 November 2024  | <i>Monetary Gold</i> in the Age of Public Interest Litigation: The Indispensable Third Party Principle at 70 (University of Bristol Law School, with Robert Stendel)                                                             |
| 22 November 2024  | Book launch: Party Status to Armed Conflict in International Law (University of Oxford, All Souls College, with Dapo Akande, Miles Jackson, Elizabeth Wilmschurst, Marko Milanovic and Philippa Webb)                            |
| 19 November 2024  | Who is at War? Establishing Party Status and its Meaning in International Law (University of Virginia Law School)                                                                                                                |
| 15 November 2024  | <i>Monetary Gold</i> at 70 – Re-envisioning Multilateralism in International Courts? (American Society of International Law, Mid-Year Meeting, University of Chicago Law School, with Robert Stendel)                            |
| 21 October 2024   | The International Court of Justice and World Public (Dis)Order: Public Interest Litigation and the Multilateralization of International Dispute                                                                                  |

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|                   | Settlement (Max Planck Law Conference, Berlin, panel organisation and presentation, with Robert Stendel)                                                                                                                                                                                                                       |
| 10 October 2024   | Party Status to Armed Conflict in International Law (University of Copenhagen)                                                                                                                                                                                                                                                 |
| 26 September 2024 | <i>Monetary Gold</i> at 70: Re-visioning Multilateralism in International Courts (ICON-S Germany, Third Conference, '(Re)Vision', University of Mannheim, with Robert Stendel)                                                                                                                                                 |
| 23 September 2024 | Party Status to Armed Conflict in International Law (MPIIL Heidelberg)                                                                                                                                                                                                                                                         |
| 8 July 2024       | The ICJ's Provisional Measures Order in <i>Nicaragua v. Deutschland</i> (MPIIL Heidelberg, with Robert Stendel)                                                                                                                                                                                                                |
| 29 June 2024      | 'Der Internationale Gerichtshof und die Gewährleistung von Frieden und Sicherheit durch die UN' [The International Court of Justice and the Maintenance of Peace and Security through the UN] (University of Potsdam, 15 <sup>th</sup> United Nations Conference)                                                              |
| 5 June 2024       | 'Comparative International Legal Policy: National Political Approaches towards International Legal Order' (Panel Moderation, Conference HU Berlin)                                                                                                                                                                             |
| 3 May 2024        | 'Joining in Wars – Identifying Parties to Armed Conflict' (NATO Headquarters, Office of Legal Affairs, Brussels)                                                                                                                                                                                                               |
| 21 November 2023  | 'Use of Force and Complicity' (MPIIL Workshop Series on the Israel-Hamas Conflict, Max Planck Institute for Comparative Public Law and International Law, Heidelberg)                                                                                                                                                          |
| 11 November 2023  | 'Military Assistance to Warring States: Neutrality and Aggression in the Contemporary International Law of Peace and Security' (American Society of International Law, Midyear-Meeting, University of Pittsburgh Law School)                                                                                                   |
| 8 November 2023   | 'Co-Parties to Armed Conflict in International Law – Legal Implications and Practical Recommendations' (Chatham House – The Royal Institute of International Affairs, London)                                                                                                                                                  |
| 24 April 2023     | 'Changing Perceptions of the Use of Force' (European Society of International Law, Research Forum, University of Tartu)                                                                                                                                                                                                        |
| 11 January 2023   | 'Legal Criteria for Identifying Co-Parties to Armed Conflict in International Law' (Chatham House – The Royal Institute of International Affairs, London)                                                                                                                                                                      |
| 6 December 2022   | 'Wer wird Kriegspartei? Militärische Unterstützung im politischen Diskurs und Völkerrecht' (Württembergische Landesbibliothek, Stuttgart)                                                                                                                                                                                      |
| 14 November 2022  | 'At War? Party Status and the War in Ukraine' (Minerva Centre Conference on the War in Ukraine, Hebrew University Jerusalem)                                                                                                                                                                                                   |
| 22 September 2022 | 'Der Konfliktparteistatus im Völkerrecht' ['Party Status to Armed Conflict in International Law'] (German Society for Military Law and the Laws of War, Freie Universität Berlin)                                                                                                                                              |
| 16 June 2022      | 'Völkerrechtsbruch und Völkerrechtsordnung: Implikationen und Perspektiven der gegenwärtigen Krise' ['Breach and Order in International Law: Implications and Perspectives in the Current Crisis'] (Joint Workshop of the Federal Foreign Office and MPIIL, Berlin-Brandenburg Academy of Sciences and the Humanities, Berlin) |
| 22 March 2022     | 'Neutrality, Use of Force, and Party Status in the Russian War of Aggression against Ukraine' (MPIIL Workshop Series on the War in Ukraine, Heidelberg)                                                                                                                                                                        |

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| 24 September 2021 | 'Partners as Co-Parties' (ESIL/ASIL-sponsored conference on Partnered Operations in International Law, Università La Sapienza, Rome)                                                                |
| 23 September 2021 | 'Peace, peace operations, and safe zones' (Panel Moderation, Conference on Contested Norms of International Peace and Security Law, MPIL Heidelberg)                                                |
| 1 July 2019       | 'The Rukoro Case – Germany's colonial atrocities before US courts and issues of State immunity' (MPIL Heidelberg) (with Richard Dören)                                                              |
| 12 November 2018  | 'The ICJ's Provisional Measures Order in the Treaty of Amity case (Iran v US)' (MPIL Heidelberg)                                                                                                    |
| 14 September 2018 | 'Ist Krieg ein Weg zum Frieden?' ['Is War a way to Peace?'] (Panel discussion with Christian Marxsen, Paulina Starski, Carolyn Moser, and Alexandra Kemmerer, Max Planck Day 2018, MPIL Heidelberg) |
| 18 June 2018      | 'The US Withdrawal from the Iran Nuclear Agreement - Legality and Legal Consequences' (MPIL Heidelberg)                                                                                             |

## Media interviews and statements

1. Meret Baumann, 'Nordkorea bricht das Völkerrecht' *Neue Zürcher Zeitung* (25 November 2024) 3 <https://www.nzz.ch/international/nordkorea-im-ukraine-krieg-hilfe-fuer-russland-ist-ein-bruch-des-voelkerrechts-ld.1857157>.
2. Kristin Kielon, 'Ist Deutschland auf dem Weg zum Kriegseintritt?' (29 October 2024) <https://www.mdr.de/nachrichten/podcast/ukrainekrieg/audio-merz-wagenknecht-kriegseintritt-deutschland-ukraine-100.html>.
3. Pascal Siggelkow, 'Was hat es mit der Staatsräson auf sich?' *Tagesschau* (22 August 2024) <https://www.tagesschau.de/faktenfinder/kontext/deutschland-staatsraeson-israel-100.html>.
4. Frauke Niemeyer, 'Wenn die NATO an die Grenze geht' *n-tv* (28 May 2024) <https://www.n-tv.de/politik/Wenn-die-NATO-an-die-Grenze-rueckt-Wuerde-Polen-mit-Patriots-zur-Kriegspartei-article24973275.html>.
5. Charlotte Greipl, 'Israels Angriff auf Irans Konsulat – Welchen Schutz genießen diplomatische Einrichtungen?' *Tagesspiegel* (20 April 2024) <https://www.tagesspiegel.de/internationales/israels-angriff-auf-irans-konsulat-welchen-schutz-geniessen-diplomatische-einrichtungen-11532671.html>.
6. 'Interview mit Völkerrechtler Alexander Wentker' *Bayrischer Rundfunk* (BR24) (14 March 2024) <https://www.ardmediathek.de/video/br24/interview-mit-voelkerrechtler-alexander-wentker/br-fernsehen/Y3JpZDovL2JyLmRlL3ZpZGVvL2Y0ZDcxNjJlWEwZjQtNDU1MC05OGFmLTUwNzZmYjgzZmMxYQ>.
7. Meret Baumann, 'Taurus-Marschflugkörper oder gar Bodentruppen für die Ukraine: Ab wann ist ein Land Kriegspartei?' *Neue Zürcher Zeitung* (9 March 2024) <https://www.nzz.ch/international/taurus-und-das-voelkerrecht-ab-wann-ist-ein-staat-kriegspartei-ld.1820877>.
8. Samuel Kirsch, 'Völkerrechtler zu Scholz-Aussage: Kriegseintritt durch Taurus-Lieferungen?' *ZDF heute* (28 February 2024) <https://www.zdf.de/nachrichten/politik/ausland/taurus-lieferung-scholz-voelkerrecht-putin-ukraine-krieg-russland-100.html>.
9. 'Panzer wichtiger als Wärmepumpen?' *NDR Info* (Podcast *Streitkräfte und Strategien*) (13 June 2023) <https://www.ardaudiothek.de/episode/streitkraefte-und-strategien/panzer-wichtiger-als-waermepumpen-tag-475-mit-gustav-gressel/ndr-info/94513236/>.
10. 'Völkerrechtler: "Nicht Kriegspartei durch Kampfpanzer-Lieferung"', Interview 26.01.2023' *NDR Info* <https://www.ardaudiothek.de/episode/interview/voelkerrechtler-nicht-kriegspartei-durch-kampfpanzer-lieferung/ndr-info/12317587/>.
11. 'Deutsche Kampfpanzer für die Ukraine: 3 Fragen, 3 Antworten' *tagesschau* (25 January 2023) <https://www.instagram.com/stories/highlights/18013089901523023/>.
12. Charlotte Greipl und Jan Henrich, 'Völkerrecht zu Panzerlieferungen: Wann wird man Kriegspartei?' *ZDF heute* (24 January 2023)

<https://www.zdf.de/nachrichten/politik/kampfpanzer-kriegspartei-ukraine-krieg-russland-100.html>.

13. Carla Reveland and Pascal Siggelkow, 'Hinrichtungen oder vorgetäuschte Kapitulation?' *tagesschau* (22 November 2022) <https://www.tagesschau.de/faktenfinder/video-kriegsverbrechen-ukraine-101.html>.
14. 'Russische Kriegsverbrechen in der Ukraine' *3Sat Kulturzeit* (20 September 2022) <https://www.3sat.de/kultur/kulturzeit/russische-kriegsverbrechen-in-der-ukraine-sendung-vom-20-09-2022-100.html>.
15. Pascal Siggelkow, 'Zivile Opfer bewusst in Kauf genommen?' *tagesschau* (17 August 2022) <https://www.tagesschau.de/faktenfinder/ukraine-amnesty-105.html>.
16. Sophie Schuberth et al., 'Der Kriegsparteistatus: It's complicated – mit Alexander Wentker' (Völkerrechtspodcast, 8 July 2022) <https://voelkerrechtsblog.org/de/19-der-kriegsparteistatus/>.
17. Helene Bubrowski, 'Was Russland alles nicht darf. Welche Folgen hätte ein Eintritt Deutschlands in den Ukrainekrieg?' *Frankfurter Allgemeine Zeitung* (16 May 2022) 10.
18. Daniel Bräuer, 'Partei zu werden ist nicht per se verboten' *Rhein-Neckar-Zeitung* (10 May 2022) 17.
19. Helene Bubrowski, 'Waffenlieferung und Ausbildung: Sind wir jetzt Kriegspartei?' (FAZ-Einspruch Podcast, 4 May 2022) <https://www.faz.net/aktuell/politik/waffenlieferungen-und-ausbildung-sind-wir-jetzt-kriegspartei-18004977.html>.