HIGH CONTRACTING PARTY: GERMANY

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This information can be available to other interested parties and relevant organizations
☒ YES
☐ NO
☐ Partially, only the following forms:

   A ☐ B ☐ C ☐ D ☐ E ☐ F ☐ G ☐ H ☐ I ☐
**FORM A:** Steps taken to implement Article 3 of the Protocol: Clearance, removal or destruction of explosive remnants of war

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Steps taken to implement the provisions of Article 3:

(i) Upon mandates given, authorized or approved by the Security Council of the United Nations, the German Federal Armed Forces may be empowered by the Federal Parliament to participate in operations in support of Members of the United Nations. Under parameters of the said mandates and empowerments as well as under the rules of engagement applicable in each individual case, the German Federal Armed Forces are never tasked to exercise, or to assume exercising, control of any territory of a third State on behalf of the Federal Republic of Germany. Thus, while in operation under these conditions, the engagement of the German Federal Armed Forces does not inflict any obligations of clearance, removal or destruction of explosive remnants of war under Article 3 of Protocol V on the Federal Republic of Germany as State Party to Protocol V. This also applies to the participation of the German Federal Armed Forces in the mission "Resolute Support" in Afghanistan for the benefit of the Islamic Republic of Afghanistan, irrespective of the fact that the latter was not State Party to Protocol V at that time.

Any other relevant information:

(ii) On her land territory within the meaning of Article 1 (2) of Protocol V, Germany is affected by existing explosive remnants of war as defined in Article 2 (5) of this Protocol. In dealing with these existing explosive remnants of war, Germany takes necessary, effective and immediate measures of clearance, removal, destruction and precaution. Germany does not avail herself of the discretionary right entailed in Article 7 of Protocol V.
**FORM B:** Steps taken to implement Article 4 of the Protocol: Recording, retaining and transmission of information

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### High Contracting Party:

GERMANY

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Report for time period from: 01/01/2019 to 31/12/2019

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Steps taken to implement the provisions of Article 4 and the Technical Annex:

(i) Reference is made to response (i) in Form A.
(ii) Protocol V did not yet apply to explosive remnants of war in Afghanistan over the whole time period covered by this annual report as Afghanistan was not a State Party to Protocol V until August, 9th 2017.
(iii) However, in the area of operation of the mission "Resolute Support" information on the use of explosive ordnance are recorded in battle damage reports which are being archived by the respective headquarters. These reports contain:

- the coordinates of areas targeted using explosive ordnance
- the approximative number of explosive ordnance used in these areas
- the type and nature of explosive ordnance used in these areas
- the results (success/failure) of the use of explosive ordnance
- the nature of detection of explosive ordnance used in these areas (e.g. on the ground; full motion video)
- the general location of unexploded ordnance

Whenever combat actions occur, they will be recorded at the respective "Train, Advice and Assist Command" (TAAC). The information will be provided to Afghan National Defense and Security Forces (ANDSF).

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Any other relevant information:
**FORM C:** Steps taken to implement Article 5 of the Protocol: Other precautions for the protection of the civilian population, individual civilians and civilian objects from the risks and effects of explosive remnants of war

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**High Contracting Party:** GERMANY

**Steps taken to implement Article 5 and the Technical Annex:**

1. Reference is made to response (i) in Form A and to response (ii) in Form B.
2. Precautions aimed at the protection of the civilian population, individual civilians, and civilian objects from the risks and effects of explosive remnants of war are an integral part of every military operation conducted by the German Federal Armed Forces.
3. The civilian population in Afghanistan very often informs our patrols about the discovery of unexploded ordnance. If deemed necessary, explosive ordnance disposal (EOD) personnel intervene. There is a continuous information exchange between the civilian population, ANDSF and "Resolute Support". The protection of the civilian population is a basic principle of the UNSC mandate for "Resolute Support".
4. Whenever explosive ordnance or unexploded ordnance are detected, they are reported to centre and removed immediately by ANDSF EOD teams. Where necessary German EOD teams supported the ANDSF EOD teams.

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**Any other relevant information:**

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CONVENTION ON CERTAIN CONVENTIONAL WEAPONS
**FORM D:** Steps taken to implement Article 6 of the Protocol: Provisions for the protection of humanitarian missions and organizations from the effects of explosive remnants of war

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Steps taken to implement the provisions of Article 6:

(i) Reference is made to response (i) in Form A, to response (ii) in Form B and to response (ii) in Form C.

(ii) In the reporting period, humanitarian missions or organisations and Afghan authorities/agencies have not requested information on the location of explosive remnants of war from the German Federal Armed Forces operating in Afghanistan.

Any other relevant information:
FORM E: Steps taken to implement Article 7 and Article 8 of the Protocol:
Assistance with respect to existing explosive remnants of war and cooperation and assistance

High Contracting Party: GERMANY

Reporting for time period from: 01/01/2019 to 31/12/2019

Steps taken to implement the provisions of Article 7 and Article 8:

(i) Germany as a High Contracting Party to Protocol V has provided assistance in clearance of explosive remnants of war, in risk education and victim assistance.
(ii) In its mine action programmes Germany does not distinguish between explosive remnants of war and existing explosive remnants of war.
(iii) Reference is also made to response (ii) in Form A.
(iv) Germany has provided support for the training of Afghan National Army (ANA) EOD teams.
(v) Germany has provided support for the training of military engineers of the security forces in northern IRAQ
(vi) In the reporting period, the following projects were conducted by Germany:

--- AFGHANISTAN --- (total) 7,000,000.00 EUR
The HALO Trust (mine clearance) 3,000,000.00 EUR
The HALO Trust (stockpile destruction) 1,000,000.00 EUR
International Committee of the Red Cross (ICRC) (mine victim assistance) 3,000,000.00 EUR

--- BOSNIA AND HERZEGOVINA --- (total) 1,049,995.00 EUR
Mines Advisory Group (MAG) (mine clearance) 550,000.00 EUR
Norwegian People's Aid (NPA) (mine clearance) 499,995.00 EUR

--- CAMBODIA --- (total) 1,000,000.00 EUR
The HALO Trust (mine clearance) 1,000,000.00 EUR

--- COLOMBIA --- (total) 1,716,354.20 EUR
Deutscher Caritasverband (mine risk education, victim assistance) 700,000.00 EUR
CCCM (mine clearance, mine risk education) 516,354.20 EUR
UNMAS (national capacity development) 500,000.00 EUR

--- IRAQ --- (total) 8,139,563.92 EUR
Mines Advisory Group (MAG) (mine clearance) 1,000,000.00 EUR
Humanity&Inclusion (HI) (mine clearance) 1,139,563.92 EUR
Danish Demining Group (DDG) (mine clearance and mine risk education) 1,000,000.00 EUR
ICRC (mine victim assistance) 2,000,000.00 EUR
Norwegian People's Aid (NPA) (mine clearance) 1,000,000.00 EUR
UNMAS (mine clearance and capacity development) 2,000,000.00 EUR

--- SOMALIA --- (total) 2,130,000.00 EUR
The HALO Trust (mine clearance) 2,130,000.00 EUR

--- SOUTH SUDAN --- (total) 2,000,000.00 EUR
Mines Advisory Group (MAG) (mine clearance) 1,000,000.00 EUR
ICRC (mine victim assistance) 1,000,000.00 EUR

--- SRI LANKA --- (total) 2,000,000.00 EUR
The HALO Trust (mine clearance) 1,000,000.00 EUR
Mines Advisory Group (MAG) (mine clearance) 1,000,000.00 EUR

--- SYRIA --- (total) 3,530,139.89 EUR
Humanity&Inclusion (HI) (mine clearance, mine risk education, and mine victim assistance) 1,585,359.31 EUR
Mines Advisory Group (MAG) (mine clearance) 444,780.58 EUR
UNMAS (mine action coordination and mine risk education) 1,500,000.00 EUR
OSCE (capacity development) 200,000.00 EUR

--- UKRAINE --- (total) 1,431,670.00 EUR
UNICEF (mine risk education) 231,670.00 EUR
The HALO Trust (mine clearance and ERW clearance) 1,000,000.00 EUR
OSCE (capacity development) 200,000.00 EUR

--- YEMEN --- (total) 3,149,186.39 EUR
UNDP (mine clearance and capacity development) 1,000,000.00 EUR
Humanity&Inclusion (HI) (mine victim assistance and mine risk education) 2,149,186.39 EUR

--- MULTILATERAL PROGRAMMING --- (total) 1,312,537.00 EUR
Geneva International Centre for Humanitarian Demining (GICHD) 912,537.00 EUR
(Composite Project on Land Release and Operational Efficiency, Security Liaison, Technology, Mine Action and Security Sector Reform, Regional Cooperation, Gender and Diversity, Information Management Support, Standards as well as Strategic Planning for Humanitarian Mine Action)
International Campaign to Ban Landmines/Cluster Munition Coalition 400,000.00 EUR

TOTAL 34,459,446.40 EUR

Any other relevant information:

**FORM E(a):** Steps taken by States which have ERW victims to implement the relevant provisions of Article 8(2): Victim Assistance

High Contracting Party: GERMANY

Reporting for time period from: 01/01/2019 to 31/12/2019
Steps taken to implement the relevant provisions of Article 8(2):

N/A

Other relevant information, guided by the Plan of Action on Victim Assistance:

N/A
**FORM F:** Steps taken to implement Article 9 of the Protocol: Generic preventive measures

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Steps taken to implement the provisions of Article 9 and the Technical Annex:

(i) In the acquisition and procurement of explosive ordnance, Germany, by virtue of Article 36 of the 1977 Additional Protocol I to the 1949 Geneva Conventions, is continuously determining whether its employment would be in conformity with this Protocol or with any other rule of international law applicable to her. This determination is made by the Steering Group 'Review of New Weapons and Methods of Warfare’, a standing committee within the German Federal Ministry of Defense. The Steering group is under the responsibility of the International and Operational Law Branch in the Directorate-General for Legal Affairs. In this context, generic preventive measures under Article 9 of Protocol V in conjunction with Part 3 of the Technical Annex to Protocol V are given full consideration.

(ii) Consequently, the German Federal Armed Forces are instructed:

- to take all generic preventive measures aimed at minimizing the occurrence of explosive remnants of war with regard to the use of and the production or procurement of explosive ordnance in order to achieve the highest possible reliability, and

- to procure only explosive ordnance with the highest possible standard of reliability, serviceability and safety design requirements.

(iii) Every step in the procurement process is registered, controlled and documented.

(iv) New explosive ordnance types are introduced in the German Federal Armed Forces after the successful completion of a series of national tests. Each explosive ordnance must be type-qualified before use and comply with the guidelines for insensitive munition. Depending on the type of the explosive ordnance, testing is carried out at regular intervals.

(v) Handling and storage of explosive ordnance is regulated by national policies and procedures based on NATO regulations.

Any other relevant information:
FORM G: Steps taken to implement Article 11 of the Protocol: Compliance

High Contracting Party: GERMANY

Reporting for time period from: 01/01/2019 to 31/12/2019

Steps taken to implement the provisions of Article 11:

(i) The Federal Ministry of Defense, in cooperation with the Federal Foreign Office and the German Red Cross, publishes and distributes the bilingual (English and German) omnibus publication “Documents on International Humanitarian Law | Dokumente zum humanitären Völkerrecht” (3rd edition 2016; ISBN 978-3-89665-710-7). This publication includes, inter alia, the text of Protocol V in German and English language.

(ii) Via Joint Service Regulation A-2141/1 (formerly ZDv 15/2) “International Humanitarian Law in Armed Conflicts – Manual” Version 2 of 18/02/2016, the contents and provisions of Protocol V are disseminated and implemented, in accordance with Article 11. This Manual summarizes the provisions on international humanitarian law and on the law of explosive remnants of war and presents them as a regulation to be observed by all military personnel. It also serves as a foundation for initial and extension training of military personnel in the field of international law. Joint Service Regulation A-2141/1 covers the latest developments in the law of armed conflict.

(iii) All soldiers of the German Federal Armed Forces receive instructions in international humanitarian law. This training is conducted within the military units by superiors and legal advisers and at the German Federal Armed Forces Schools and Academies by law scholars.

(iv) Measures dealing with the clearance, removal or destruction of explosive remnants of war, as well as the recording, retaining and transmission of any information are part of the individual military training.

Any other relevant information:
FORM H: Other relevant matters

High Contracting Party: GERMANY

Reporting for time period from: 01/01/2019 to 31/12/2019

Any other relevant information:

Germany is a High Contracting Party to

Germany is a State Party to
- the 1997 Convention on the Prohibition of the Use, Stockpiling, Production and Transfer of Anti-Personnel Mines and on their Destruction;
- the 2008 Convention on Cluster Munitions;
- the 2013 Arms Trade Treaty.

Germany is a member of the Technical Review Board (TRB) of the International Ammunition Technical Guidelines (IATG) within the UN SaferGuard Programme. Expert input was contributed during the review processes of the IATG and during the annual meetings of the TRB in Geneva.
Furthermore ammunition experts of the Bundeswehr Verification Centre promoted the IATG in various events related to "Physical Security and Stockpile Mangement" issues.