

**RESPONSIBILITY OF IRAN ON THE MV MERCER STREET ATTACK
IN INTERNATIONAL LAW**

Undergraduate Thesis



Written by:

Elvita Anggoro Wati

NIM. 20180610133

Faculty of Law

International Program for Law and Sharia

International Law

Universitas Muhammadiyah Yogyakarta

2022

**RESPONSIBILITY OF IRAN ON THE MV MERCER STREET ATTACK
IN INTERNATIONAL LAW**

Undergraduate Thesis



UMY

**UNIVERSITAS
MUHAMMADIYAH
YOGYAKARTA**

Unggul & Islami

Written by:

Elvita Anggoro Wati

NIM. 20180610133

Faculty of Law

International Program for Law and Sharia

International Law

Universitas Muhammadiyah Yogyakarta

2022

DECLARATION PAGE

I am the undersigned :

Name : Elvita Anggoro Wati

NIM : 20180610133

Title of Thesis : **RESPONSIBILITY OF IRAN ON THE MV MERCER STREET ATTACK IN INTERNATIONAL LAW**

I hereby declare that this Thesis's content is based on the results of my own research, thoughts, and original presentation. There are no works or opinions written and published by others in this Undergraduate Thesis, except as references or quotations by following the proper procedures for writing scientific papers.

By having this statement, in truth, and if in the future there are irregularities and untruths in this statement, then I am ready to accept academic sanctions in the form of revocation of the degree that has been obtained because of this paper and other sanctions following applicable regulations at the Universitas Muhammadiyah Yogyakarta.

In this statement, I made it conscious and without coercion from any parties.

Yogyakarta, 29 June, 2022



Elvita Anggoro Wati
NIM. 20180610133

MOTTO PAGE

“Sell your cleverness and buy bewilderment. Cleverness is mere opinion,
bewilderment is intuition.”

(Jalaluddin Rumi)



UMY

UNIVERSITAS
MUHAMMADIYAH
YOGYAKARTA

Unggul & Islami

DEDICATION PAGE

Alhamdulillahirabbal'alamin

By expressing the greatest gratitude to Allah SWT, thank you for all the blessings in the form of convenience and smoothness in completing this thesis writing, I dedicate it to those whom I really love:

1. Allah SWT
2. The love of my life, Beben Bagus Utama and Susilowati.
3. My beloved siblings, Bagus Bekti Amboro, Tasya Widya Wati Sumekar, Keisya Prameswari Ramadhani.



FOREWORD

Assalamualaikum Wr. Wb.

Alhamdulillah Walhamdulillah tsumma Alhamdulillah, thank you to Allah SWT. The Most Merciful and the Most Gracious who has given His blessing and an opportunity to accomplish my undergraduate thesis as the final work to fulfil the Bachelor of Law degree entitled **RESPONSIBILITY OF IRAN ON THE MV MERCER STREET ATTACK IN INTERNATIONAL LAW**.

I do realize that in the process of writing this thesis, many parties have helped and guided me, hence I would like to express my sincere gratitude to:

1. Rector of Universitas Muhammadiyah Yogyakarta, Prof. Dr. Ir. Gunawan Budiyanto, M.P., IPM.
2. Dean of the Faculty of Law, Iwan Satriawan, S.H., MCL., Ph.D.
3. Head of the Department of Law, Sunarno, S.H., M.Hum., Ph.D.
4. Yordan Gunawan, S.H., M.H., MBA, as my advisor and outstanding mentor, who guided, supported, inspired and encouraged me throughout my studies, particularly my research, with patience, wisdom, kindness, and compassion.
5. All the lectures and staff in the International Program for Law and Sharia, Faculty of Law, UMY who have thought and helped me to reach my goals during my study and encouraged my research.
6. My beloved parents, Alm. Beben Bagus Utama and Susilowati as my strong support system, my financial support, and good listeners, who never-ending love me with patience, and understanding.
7. My un-biological sister, my beloved best friend Kamelia Magistrani, who has never stopped supporting me, being my good listener, my silly bestie, and partner while I finish this thesis.
8. My silly gang since Senior High School, Akli, Arga, Nalindra, Zidan, Lita, Cagat, Nico, Yanuar, Naufal, thank you for being my entertainment, my supporter, and my partner while I finish my thesis.
9. My colleagues at Universitas Muhammadiyah Yogyakarta, my bestie Pipin incess Dompu, Anissa, Nazella Blossoms, Heldini, Ridwan alias

kang Cecep, Dwilani Irrynta, Ilka who always motivated me and had wonderful cooperation during my research.

10. *Last but not least, I wanna thank me, I wanna thank me for believing in me, I wanna thank me for doing all this hard work, I wanna thank me for having no days off, I wanna thank me for, for never quitting.*

Finally, may Allah SWT bless this author's writing. Hopefully, this Thesis can be a useful reference for the younger brothers of the Faculty of Law, especially the Faculty of Law, University of Muhammadiyah Yogyakarta. Thank you.

Wassalamu'alaikum Wr. Wb.

Yogyakarta, 29 June, 2022



Elvita Anggoro Wati
NIM. 20180610133

TABLE OF CONTENTS

COVER PAGE	i
APPROVAL PAGE	ii
ENDORSEMENT PAGE	iii
DECLARATION PAGE	iv
MOTTO PAGE	v
DEDICATION PAGE	vi
FOREWORD	vii
TABLE OF CONTENTS	ix
LIST OF STATUTES	xi
LIST OF ABBREVIATION	xii
ABSTRACT	xiii
CHAPTER ONE: INTRODUCTION	1
A. Background of Research	1
B. Problem Formulation	5
C. Objective of Research	5
D. Benefits of Research	5
CHAPTER TWO: LITERATURE REVIEW	7
A. State Responsibility in International Law	7
B. Unmanned Aerial Vehicle (UAVs)	10
C. International Humanitarian Law	14
D. Armed Conflict	19
CHAPTER THREE: RESEARCH METHOD	28
A. Type of Research	28
B. Type of Data.....	28
C. Method of Collecting Data.....	29
D. Method of Data Analysis	30
CHAPTER FOUR: RESPONSIBILITY OF IRAN ON THE MV MERCER STREET AN INTERNATIONAL LAW PERSPECTIVE	31
A. The MV Mercer Street Attack.....	31
B. International Humanitarian Law Perspective on the MV Mercer Street	40
1. The use of Armed Forces	40
2. The Unnecessary Suffering	47

C. The Responsibility of Iran on the MV Mercer Street in International Law Perspective	54
CHAPTER FIVE: CONCLUSION AND RECOMMENDATION	69
A. Conclusion	69
B. Recommendation	70
BIBLIOGRAPHY	71

