Abstract
The author discusses some approaches Günther Jakobs on enemy criminal law, notably the argument that those individuals who do not provide sufficient certainty cognitive part that in the future in the legal community should not expect to be treated as persons. This thesis faces the challenges of the constitutionalization of relations international policies in the context of international corpus of human rights and the fact that in this, so even those repeated challenge or attack "order” must be treated as persons.

Keywords
Enemy, Person, Criminal Law, Criminal Procedure, States of Emergency, Preventive Detention, a Principle of Legality.