

## List of Selected Sources

### UN resolutions

Commission on Human Rights, Resolutions 6 (XXIV), 27 February 1968; 6 (XXV), 4 March 1969; 10 (XXVI); 23 March 1970; 1993/2, UN doc. E/CN.4/RES/1993/2, 19 February 1993; 2000/8, 17 April 2000; 2001/7, UN doc. E/CN.4/RES/2001/7, 18 April 2001.

Human Rights Council, Resolutions 7/18 (27 March 2008), 10/18, 13/7 (14 April 2010), 16/31 (13 April 2011), 19/17 (10 April 2012)

General Assembly, Resolutions 2546, 11 December 1969; resolution 2727, 5 December 1970; resolution 2851, 20 December 1971; resolution 2949, 8 December 1972; resolution 3089, 7 December 1973; resolution 3092 (7 December 1973); 3240 (29 November 1974); 3525 (15 December 1974); resolution 32/5, 28 October 1977; resolution 32/91, 13 December 1977; resolution 33/113, 18 December 1978; resolution 36/147 C, 16 December 1991; resolution 37/88 C, 10 December 1982; resolution 38/79 D, 15 December 1983; resolution 39/95 D, 14 December 1984; 39/146 (14 December 1984); resolution 40/161, 16 December 1985; 47/172 (22 December 1992); resolution 54/78, 6 December 1999; resolution 56/60, 14 February 2002; resolution 58/97, 17 December 2003; 62/181, 31 January 2008; 63/98, 18 December 2008; 66/225, 22 December 2011. Emergency sessions, e.g. ES-10/2 (5 May 1997), ES-10/6 (24 February 1999), ES-10/13 (27 October 2003), ES-10/15, 2 August 2004, ES-10/16 (4 April 2007), and ES-10/18 (23 January 2009).

Security Council, Resolutions 237 (1967); 271 (1969); 446 (22 March 1979), 452 (1979), 465 (1 March 1980), 471 (5 June 1980); 636 (1989); 641 (1989); 672 (1990); 681 (1990); 799 (1992); 1860 (2009)

### UN documents

Report of the Special Rapporteur on the situation of human rights in the Palestinian territories occupied since 1967 (A/67/379)

Report by the Secretary-General on Israeli Settlements in the OPT, including East Jerusalem, and the occupied Syrian Golan (A/67/375)

Committee on Economic Social and Cultural Rights, General Comment No. 7 (1997) on the right to adequate housing and forced evictions

Committee on Economic, Social and Cultural Rights, General Comment No. 14 (2000) on the right to health

Committee on Economic, Social and Cultural Rights, General Comment No. 15 (2002) on the right to water

Human Rights Committee, General Comments No. 29 (2001)

Human Rights Committee, General Comment No. 31 (2004)

OCHA (2011) Factsheet Israeli settler violence in the West Bank (November 2011. Data updated through December 2011)

OCHA 2012, *The humanitarian impact of the takeover of Palestinian water springs by Israeli settlers*, March 2012

OCHA 2012 Factsheet - *Settlements in Palestinian Residential Areas in East Jerusalem* (April 2012)

OCHA 2012 *The Humanitarian Impact of Israeli-Declared "Firing Zones" in the West Bank*, August 2012

OCHA 2012, "West Bank Movement and Access Update" (September 2012)

OCHA 2012, *Olive Harvest Factsheet* (October 2012).

OCHA 2012, Protection of Civilians Weekly Report, 21-27 November 2012

OCHA 2012, “The Humanitarian Impact of Israeli Settlement Policies”, Update December 2012.

OCHA 2012, “East Jerusalem: Key Humanitarian Concerns”, Update December 2012.

UNCTAD (2009), “The economic dimensions of prolonged occupation: continuity and change in Israeli policy towards the Palestinian economy” (UNCTAD/GDS/2009/2)(August 2009)

UNCTAD (2011) Report on Assistance to the Palestinian People: Developments in the economy of the occupied Palestinian territory, 2011 (TD/B/58/4)

UNCTAD (2012) Report on Assistance to the Palestinian People: Developments in the economy of the occupied Palestinian territory, 2012 (TD/B/59/2)

UNDP, Palestinian Human Development Report 2009/10: "Investing in Human Security for a Future State", 2010

UNRWA, Barrier Monitoring Unit (BMU) Factsheet “ Barrier impacts on the environment and rural livelihoods” (2012)

UNRWA Factsheet on settler violence and settlements: Case study on Burin.(2012)

## **UN agencies and international organizations**

ICRC, Conference of the High Contracting Parties to the Fourth Geneva Convention, Declaration, 5 December 2001

ICRC, Statement of the ICRC at the Conference of the High Contracting Parties to the Fourth Geneva Convention, 5 December 2001.

ICRC, *Business and International Humanitarian Law: an introduction to the rights and obligations of business enterprises under international humanitarian law*, 2006

ILO, Report of the Director-General – Appendix: The situation of workers of the occupied Arab territories (ILC.101/DG/APP) (2012)

World Bank, *Assessment of Restrictions on Palestinian Water Sector Development*, April 2009

## **Government reports and materials**

Israel, Ministry for Foreign Affairs, Letter from Mr. Theodor Meron to Mr. Adi Yafeh, Political Secretary to the Prime Minister, transmitting the legal memorandum dated 14 September 1967 on *Settlement in the Administered Territories*. English translation available at <http://www.soas.ac.uk/lawpeacemideast/resources/>.

Israel, Karp Commission, Report on Investigations of Suspicions Against Israelis in Judea and Samaria: Conclusions (25 May 1982).

Israel, Prime Minister’s Office, Communications Department, Talya Sason, *Summary of the Opinion Concerning Unauthorized Outposts*, 8 March 2005.

Israel, Audit by the State Controller, west Bank industrial zones and rural sector, 2011

Israel, Ministry for Foreign Affairs, Communiqué “PM Netanyahu comments on retired Judge Edmund Levy's Report” 9 July 2012

Palestinian National Authority, *Palestinian Water Sector: Status Summary Report*, prepared for the Meeting of the Ad Hoc Liaison Committee (AHLC), September 2012

Palestinian National Authority, Palestinian Central Bureau of Statistics, 2011, <http://www.pcbs.gov.ps/site/507/default.aspx>

South African Human Sciences Research Council and Democracy and Governance Programme: Middle East Project, "Occupation, Colonialism, Apartheid? A re-assessment of Israel's practices in the occupied Palestinian territories under international law" (May 2009).

USA, Department of State, Country Reports on Terrorism 2011, <http://www.state.gov/j/ct/rls/crt/2011/>

USA, US Congressional Research Service Report 7-5700 RL33222 "U.S. Foreign Aid to Israel Jeremy" by M. Sharp, 12 March 2012. <http://www.fas.org/sgp/crs/mideast/RL33222.pdf>

### **Regional organizations**

Council of the European Union, Conclusions on the Middle East Peace Process, 3166<sup>th</sup> Foreign Affairs Council Meeting, 14 May 2012

European Union Heads of Mission Report on East Jerusalem, "Jerusalem 2011", 26 January 2012

### **NGO Materials and reports**

Adalah, "Adalah position paper on the Israeli Government's New Decision Classifying Communities as National Priority Areas", February 2010, <http://www.adalah.org/newsletter/eng/feb10/docs/english%20layout.pdf>

Al-Haq, *Legitimising the Illegitimate? The Israeli High Court of Justice and the OPT*, 2010, <http://www.alhaq.org/publications/publications-index/item/legitimising-the-illegitimate>

ARIJ 2012 (Applied Research Institute – Jerusalem), The impacts of electronic waste disposal on the environment and public health in the occupied Palestinian territory: a case study from Idhna, Hebron Governorate, 2012 <http://www.arij.org/files/The%20impacts%20of%20electronic%20waste%20disposal%20in%20the%20occupied%20Palestinian%20territory.pdf>

ARIJ 2012, *Water resource allocation in the Occupied Palestinian Territory – responding to Israeli claims*

Amnesty International, *Troubled Waters - Palestinians Denied Fair Access to Water*, 2009

B'Tselem 1995, *A Policy of Discrimination: Land Expropriation, Planning and Building in East Jerusalem*, May 1995

B'Tselem (2000), *Thirsty for a Solution - The Water Crisis in the Occupied Territories and its Resolution in the Final-Status Agreement*, 2000

B'Tselem (2002), *Land Grab: Israeli Settlement Policy in the West Bank*, May 2002

B'Tselem 2010, *By Hook and By Crook: Israeli Settlement Policy in the West Bank*, 2010

B'Tselem 2010, "Failure to Investigate Alleged Cases of Ill-Treatment and Torture", 6 May 2010

B'Tselem 2011, *Dispossession and Exploitation: Israel's Policy in the Jordan Valley and Northern Dead Sea*, May 2011

B'Tselem, 2011, Human Rights in the occupied Territories, Annual report 2011

B'Tselem 2012, "Levy Committee Report: Where are the Palestinians?" 11 July 2012, [http://www.btselem.org/settlements/20120711\\_levy\\_committee\\_report](http://www.btselem.org/settlements/20120711_levy_committee_report)

B'Tselem 2012, *Under the Guise of Legality, Israel's Declarations of State Land in the West Bank*, February 2012

Defence for Children International and Women's Centre for Legal Aid and Counselling, Joint Submission to the International Fact-Finding Mission on Israeli

Settlements in the Occupied Palestinian Territory, 25 October 2012  
[http://www.wclac.org/english/userfiles/UN\\_SP\\_SETTLER%20VIOLENCE\\_OCT\\_2012\[201210319199\].pdf](http://www.wclac.org/english/userfiles/UN_SP_SETTLER%20VIOLENCE_OCT_2012[201210319199].pdf)

EWASH , Advocacy Task Force Factsheet Demolition & destruction of water, sanitation & hygiene infrastructure in the Occupied Palestinian Territory (2011)

FIDH et al., *Trading away peace: how Europe helps sustain illegal Israeli Settlements*, 2012, <http://www.fidh.org/IMG/pdf/trading.pdf>

Foundation for Middle East Peace (2004), “The Disengagement Plan” *Settlement Report*, Vol. 14 No. 3, May-June 2004

Foundation for Middle East Peace (2012), Settlements in East Jerusalem, [http://www.fmepe.org/settlement\\_info/settlement-info-and-tables/stats-data/settlements-in-east-jerusalem](http://www.fmepe.org/settlement_info/settlement-info-and-tables/stats-data/settlements-in-east-jerusalem)

ICAHN 2012, *Nowhere Left to Go - Arab al-Jahalin Bedouin Ethnic Displacement*, 2012

ICAHN 2012, Submission to the Fact-Finding Mission on Israeli Settlements (October 2012) (<http://www.scribd.com/doc/108970037/FFM-ICAHN>)

JLAC, “Concealed Intentions: Israel’s Human Rights Violations through the Manipulation of Zoning and Planning Laws in ‘Area C’” (May 2011)

Palestinian Economic Policy Research Institute, *Effects of Movement and Access Controls on Water for the Palestinian Agriculture Sector*, 2009

Peace Now, “Settlements in Focus: The Ultra-Orthodox Jews in the West Bank”, by Dror Etkes and Lara Friedman, October 2005, <http://peacenow.org.il/eng/content/ultra-orthodox-jews-west-bank>

Palestinian Centre for Human Rights, “Three Years of Israeli Violations of International Humanitarian Law in the Occupied Palestinian Territories: The Need for Accountability - Memorandum to the High Contracting Parties to the Fourth Geneva Convention” submitted by the Palestinian Centre for Human Rights, 29 September 2003.

Quaker Council for European Affairs, “EU Trade with Israeli Settlements - Briefing Paper” ( 21 September 2012) <http://www.qcea.org/2012/09/eu-trade-with-israeli-settlements/>

Stop the Wall Campaign, “*Companies building the Apartheid Wall*”, 2009

Trocaire, *Sustaining Injustice: EU trade with Israeli settlements in the occupied Palestinian territories*, September 2012, [http://www.trocaire.org/sites/trocaire/files/pdfs/policy/Sustaining\\_Injustice\\_EU\\_trade\\_with\\_Israeli\\_Settlements\\_in\\_the\\_OPT.pdf](http://www.trocaire.org/sites/trocaire/files/pdfs/policy/Sustaining_Injustice_EU_trade_with_Israeli_Settlements_in_the_OPT.pdf)

Unesco Chair on Human Rights and Democracy At An-Najah National University, *Outposts and Price Tag Violence: A Blow Upon a Bruise*, September 2012, co-published by the Alternative Information Center

Who Profits (2010), *Financing the Israeli Occupation*, October 2010

Who Profits (2012), *Captive Economy - The Pharmaceutical Industry and the Israeli Occupation* (2012)

Yesh Din 2012, , Police investigation of vandalisation of Palestinian trees in the West Bank, Datasheet (October 2012) <http://yesh-din.org/userfiles/file/datasheets/DS%20Trees%20Oct,%202012%20Eng.pdf>

Yesh Din, 2012, Submission by the Israeli Human Rights Organization Yesh Din: Volunteers for Human Rights to the UN Fact Finding Mission on the Israeli Settlements in the Occupied Palestinian Territory including East Jerusalem, 6 November 2012, <http://www.yesh->

din.org/userfiles/file/Position%20Papers/Yesh%20Din%20Position%20to%20UN%20FF%20Mission.pdf

## Books/articles

Alston, Philip and Bruno Simma. *The Sources of Human Rights Law: Custom, Jus Cogens, and General Principles*, 12 *Australian Year Book of International Law* 82.

Cahill-Ripley, Amanda. *The Human Right to Water and its Application in the Occupied Palestinian Territories*, Routledge, 2011

Bassiouni, M. Cherif. "Universal Jurisdiction for International Crimes: Historical Perspectives and Contemporary Practice", 42 *Virginia Journal of International Law* 81 (2001)

Byman, Daniel and Natan Sachs. "The Rise of Settler Terrorism", *Foreign Affairs*, 12 August 2012.

Dinstein, Yoram. "The Universality Principle and War Crimes" in *International Law Studies*, vol. 71, US Naval War College (1998) 17

Galnoor, Itzhak. *Public Management in Israel. Development, structure, functions and reforms*, Routledge, 2011.

Henckaerts, Jean-Marie and Louise Doswald-Beck. *Customary International Humanitarian Law Study*, Vol. 1: Rules, Rule 156, (Cambridge, Cambridge University Press: 2005), and Vol. 2: Practice (Part 2) (Cambridge, Cambridge University Press: 2005).

Hunt, Paul. "Justice? The Military Court System in the Israeli-Occupied Territories", Report for Al-Haq and Gaza Centre for Rights and Law (February 1987).

Jefferis, Danielle. "Institutionalizing Statelessness: The Revocation of Residency Rights of Palestinians in East Jerusalem" in *International Journal of Refugee Law* 24 (2) (2012), p. 202 <http://ijrl.oxfordjournals.org/content/24/2/202.full.pdf+html>

Mongelard, Eric. "Corporate civil liability for violations of international humanitarian law, *International Review of the Red Cross*, Vol. 88, No. 863 (September 2006)

Nowak, Manfred. *U.N. Covenant on Civil and Political Rights: CCPR Commentary*, Kehl, N.P. Engel.

Pictet, Jean. *Commentary on Geneva Convention IV relative to the Protection of Civilian Persons in Time of War* (ICRC, Geneva, 1958).

Ramahi, Sawzan. "The environmental impact of Israeli settlements on the Occupied Palestinian Territories", *Middle East Monitor*, March 2012.

<http://www.middleeastmonitor.com/downloads/factsheets/the-environmental-impact-of-israeli-settlements-on-the-occupied-palestinian-territories.pdf>

Rubenstein, Danny. "Are the Settlements and Obstacle to Peace?", *Palestine-Israel Journal*, Vol. 2 No. 1 1995/Oslo

Selby, Jan. "Joint mismanagement: reappraising the Oslo water regime", *Water Resources in the Middle East: Israel-Palestinian Water Issues — From Conflict to Cooperation*, vol. 2, 2007, p. 203

Weill, Sharon. "The Judicial Arm of the Occupation: the Israeli military courts in the occupied territories", *International Review of the Red Cross*, Vol. 89, No. 866 (June 2007).

Weizman, Eyal. *Hollow Land: Israel's Architecture of Occupation*, Verso, 2007.

Zerthal, Idith and Akiva Eldar. *Lords of the Land: The War over Israel's Settlements in the Occupied Territories, 1967-2007*, Avalon, 2007.

## Case Law

ICJ, Legal Consequences of the Construction of a Wall in the OPT, Advisory Opinion, I.C.J. Reports 2004, p. 136 (“2004 ICJ Advisory Opinion”)

ICJ, Armed Activities on the Territory of the Congo (*Democratic Republic of the Congo v. Uganda*), Judgment, I.C.J. Reports 2005, p. 168

ICJ, Application of the International Conventions on the Elimination of All Forms of Racial Discrimination (*Georgia v. Russian Federation*), Provisional Measures, Order of 15 October 2008, I.C.J. Reports 2008, p. 353

ICJ, Legality of the Threat or Use of Nuclear Weapons, Advisory Opinion, I.C.J. Reports 1996 (I), p. 226

ICJ, Questions Relating to the Obligation to Prosecute or Extradite (*Belgium v. Senegal*), Judgment of 20 July 2012

ICC, Office of the Prosecutor, Decision, Situation in Palestine, 3 April 2012

*Mara'abe v. Prime Minister of Israel et al.*, H.C.J. 7957/04

*Bargil v. Government of Israel*, HCJ 4481/91, 23 August 1993

*Ayub v. Minister of Defence*, HCJ 606/78 and 610/78 (1978) 33 (2) PD 113 (*Beit El* case), 113 reproduced in Meir Shamgar (ed.), *Military Government in the Territories Administered by Israel 1967-1980: The Legal Aspects* (Jerusalem, 1982: Hebrew University Jerusalem, Faculty of Law, The Harry Sacher Institute for Legislative Research and Comparative Law, 371-397

*Duweikat v. Government of Israel*, HCJ 390/79, 22 October 1979 (*Elon Moreh* case)

*Beit Sourik Village Council v. The Government of Israel*, H.C.J. 2056/04 Supreme Court of Israel (20 June 2004)

CA 230/1945, *Mahmoud Nayef v Government of Palestine*, Law Reports of Palestine, vol. 13, 1946, p.37-39. In 1962, in a case regarding land settlement within the Green Line the Israeli Supreme Court confirmed this ruling. See *Sa'ud Hamed Ahmad al-Khatib v State of Israel*.

9535/06 Abadallah Abu Massad, et al. v Water Commissioner and Israel Lands Administration

C.A. (Civil Appeal) 2541/12 - Salib Abu al-Qi'an vs. The Government Authority for Water and Sewage, as cited by Adalah, <http://www.adalah.org/eng/?mod=articles&ID=1724>