

## 4th Geneva Convention

Israel is in violation of several articles of the 4th Geneva convention, these include:

- **Article 49**  
Which clearly states that transfers of the parts population of the occupying country into an occupied territory, which Israel has done by creating settlements, or deportations of the population of the occupied territory are prohibited.
- **Article 50**  
Clearly states that the closure of educational institutions in an occupied territory over extended periods of time is illegal.
- **Article 53**  
Explicitly states that the demolishing of houses and shelters and the destruction of crops within an occupied territory is illegal.
- **Article 76**  
Which prohibits holding prisoners from an occupied territory in detention centres in the occupying country.

## Universal Declaration of Human Rights

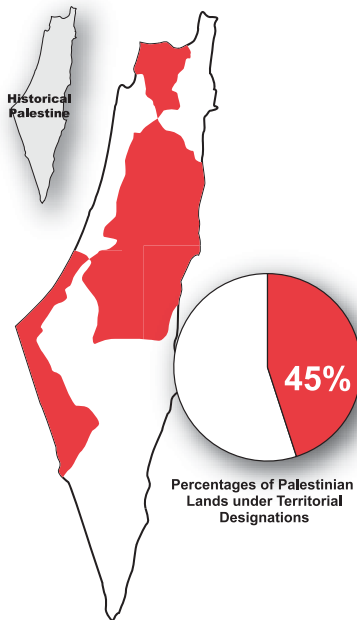
Israel continues to violate many articles of this document:

- **Article 9**  
States that "no one shall be subjected to arbitrary arrest, detention or exile."
- **Article 13 (1) and (2)**  
Which states that "everyone has the right to freedom of movement and residence within the borders of each state and that "everyone has the right to leave any country, including his own, and to return to his country."
- **Article 17 (2)**  
States that "no one shall be arbitrarily deprived of his property."
- **Article 19**  
States that "everyone has the right to freedom of opinion and expression; this right includes freedom to hold opinions without interference and to seek, receive and impart information and ideas through any media and regardless of frontiers."

## UN Resolution 181, The Partition Plan

- Called for independent Jewish and Palestinian states on the land of Palestine.
- Called for an international government for the city of Jerusalem that would be independent of both the Israelis and the Palestinians to insure equal access to the holy sites of the city.

United Nations Partition plan - 1947

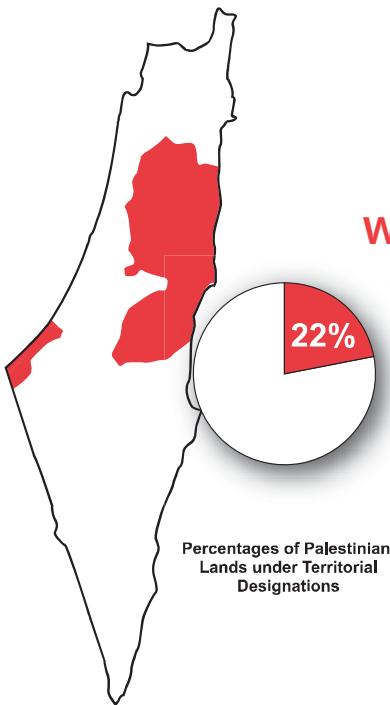


## UN Resolution 242

Has not been implemented by Israel to this day

- Called on Israel to withdraw from all territories occupied in the war of 1967, including East Jerusalem.
- Called for a just resolution to the refugee problem.

Palestinian Lands 1967



### Occupied West Bank & Occupied Gaza Strip:

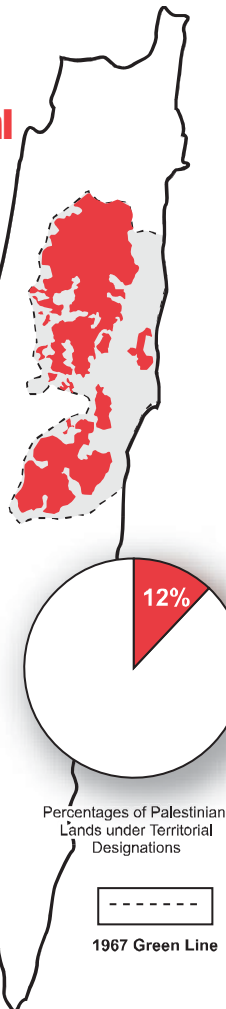
**22% of Historical Palestine**

**UPON COMPLETION of THE WALL: Total West Bank Area Remaining for Palestinians:**

**12% of Historical Palestine**

### Wall Facts:

- Land to be de facto Annexed into Israel: **47.6%** of the Occupied West Bank
- Percentage of Settlers Outside Wall: **88.6%**
- Percentage of Palestinians to be Trapped inside Wall: **89.5%**
- Number of Palestinians Isolated Between the Wall and the Green Line: **249,000 (10.5% of the Palestinian West Bank population)**. Of this, approximately **20,000** Palestinians will be living in the "closed zone."
- Number of Palestinians who will be Separated from their Land by the Wall: **329,000 (13.8% of the Palestinian West Bank population)**.



## ICJ Ruling, International Court of Justice July 9th, 2004

The International Court of Justice (ICJ) in the Hague, despite intense pressure from Israel, the US and EU Governments, confirms what Palestinians and the world have known since the beginning of its planning and construction – **THE WALL IS ILLEGAL!**

What follows is the last three pages of the official ruling. Please go to "<http://stopthewall.org/downloads/pdf/ICJ-Ruling.pdf>" to download the full ruling in PDF format.

### THE COURT,

- (1) **Unanimously, Finds that it has jurisdiction to give the advisory opinion requested;**
- (2) **By fourteen votes to one, Decides to comply with the request for an advisory opinion;**
- (3) **Replies in the following manner to the question put by the General Assembly:**

- A. By fourteen votes to one, The construction of the wall being built by Israel, the occupying Power, in the Occupied Palestinian Territory, including in and around East Jerusalem, and its associated régime, are contrary to international law;
- B. By fourteen votes to one,

### Relative size of the Berlin wall and Israel's Apartheid Wall

This graphical representation accurately shows relative height and length of the Berlin Wall next to Israel's Wall, although the vertical/horizontal orientations each graphic are not to scale.

#### Berlin Wall

96 miles long (155 kilometers). Average height 11.8 feet (3.6 metres)



#### Israel's Wall

To be at least 403 miles long (650 kilometers). Maximum\* height 25 feet (8 metres).



\*It is not clear whether the shorter fence sections are a first stage of construction.

Israel is under an obligation to terminate its breaches of international law; it is under an obligation to cease forthwith the works of construction of the wall being built in the Occupied Palestinian Territory, including in and around East Jerusalem, to dismantle forthwith the structure therein situated, and to repeal or render ineffective forthwith all legislative and regulatory acts relating thereto, in accordance with paragraph 151 of this Opinion;

- C. By fourteen votes to one, Israel is under an obligation to make reparation for all damage caused by the construction of the wall in the Occupied Palestinian Territory, including in and around East Jerusalem;
- D. By thirteen votes to two, All States are under an obligation not to recognize the illegal situation resulting from the construction of the wall and not to render aid or assistance in maintaining the situation created by such construction; all States parties to the Fourth Geneva Convention relative to the Protection of Civilian Persons in Time of War of 12 August 1949 have in addition the obligation, while respecting the United Nations Charter and international law, to ensure compliance by Israel with international humanitarian law as embodied in that Convention;
- E. By fourteen votes to one, The United Nations, and especially the General Assembly and the Security Council, should consider what further action is required to bring to an end the illegal situation resulting from the construction of the wall and the associated régime, taking due account of the present Advisory Opinion.

(Signed) **SHI Jiuyong**,  
President.

(Signed) **Philippe COUVREUR**,  
Registrar.

## What is the SPHR?

SPHR is a non-profit, student-based organization that advocates on a strong social justice platform to uphold the rights of the Palestinian people in the face of human rights violations and all forms of racism, discrimination, misinformation and misrepresentation.

Through awareness raising, advocacy work, non-violent direct actions, solidarity building, and the promotion of Palestinian identity, culture and history, SPHR works to support and protect Palestinian human rights both locally and internationally.

## Our Objectives

- To promote and protect Palestinian human rights both locally and internationally, including the right of resistance against human rights abuses.
- To combat all forms of racism, discrimination, misinformation and misrepresentation directed at Palestinians and Arabs.
- To support the right of return and the right to compensation for all Palestinian refugees. The right of return and the right to compensation are inalienable and individual rights which cannot be delegated, diminished, or forfeited by any representation on behalf of the Palestinians in any agreement or treaty. In addition to the right of return, refugees are entitled to compensation.
- To advocate for the end of Israeli colonialism and all forms of imperialism that infringe upon the right of the Palestinian people to self-determination.
- To promote the recognition of the Palestinian people as the indigenous people of Palestine and to work in solidarity with other indigenous peoples in a wider struggle for land, dignity, and rights.
- To underline that the struggle of the Palestinian people is not a struggle against the Jewish people, but rather a struggle against the colonialist and imperialist policies of the Israeli government and the ideology upon which the state was formed.

## How can you get in touch with us?

### Head office:

3720 Parc Ave., #200. Montreal  
(Quebec) H2X 2J1  
Tel: (514) 282-2027  
Fax: (514) 982-6122  
E-mail: sphr@sphr.org

### Concordia University:

2020 Macay St. #307  
Montreal, Quebec H3G 1M8  
Tel.: (514) 848-7418  
Fax: (514) 848-7444  
E-mail: concordia@sphr.org

### McGill University:

3480 McTavish, #412  
Montreal, Quebec H3A 1X9  
Mail Box B84  
Tel.: (514) 398-3001 Ext. 09950  
E-mail: mcgill@sphr.org

### Université du Québec a Montréal:

320 sainte Catherine Est.  
Local Ds-3164  
c.p. 8888  
succ. Centre-ville  
Montréal, Québec H3C 3P8  
Tél.: (514) 987-5688  
E-mail: uqam@sphr.org

### Université de Montréal:

E-mail: udem@sphr.org

### Carleton University:

401 UniCentre Building  
1125 Colonel by drive  
Tel.: (613) 567-0995  
E-mail: carleton@sphr.org

### Ottawa University:

C/O SFUO  
85 University  
Room 07 Box 45  
Ottawa, ON K1N 5J6  
Tel: (613) 567-0995  
Fax: (613) 562-5969  
E-mail: ufo@sphr.org

### Queen's University:

P.O. Box 34022  
Queens Postal Outlet  
J.D.U.C  
Kingston, Ontario  
K7L 5R9  
E-mail: queens@sphr.org

### University of Toronto:

E-mail: uoft@sphr.org

### York University:

E-mail: york@sphr.org

### University of Western Ontario:

E-mail: western@sphr.org

### McMaster University:

Email: mcmaster@sphr.org

www.sphr.org

