

Course Outline

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<b>COURSE:</b>	<b>LAWS 4903C – Legal Dimensions of Occupation: The Israel/Palestine Dispute</b>
<b>TERM:</b>	<b>FALL 2018</b>
<b>PREREQUISITES:</b>	<b>LAWS 2601, LAWS 2908 and Fourth Year Honours standing</b>
<b>CLASS:</b>	<b>Day &amp; Time: Thursdays, 2:35pm - 5:25pm</b> <b>Room: Please check with Carleton Central for current room location</b>
<b>INSTRUCTOR:</b>	<b>Trevor Purvis</b>
<b>CONTACT:</b>	<b>Office: D599 Loeb Building</b> <b>Office Hrs: Tuesdays, 2-35pm - 5:00pm</b> <b>Telephone: 613-520-2600 x. 3673</b> <b>Email: trevor_purvis@carleton.ca</b>

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**Academic Accommodations:**

You may need special arrangements to meet your academic obligations during the term. For an accommodation request the processes are as follows:

**Pregnancy obligation:** Please contact me with any requests for academic accommodation during the first two weeks of class, or as soon as possible after the need for accommodation is known to exist. For more details, visit the Equity Services website: [carleton.ca/equity/wp-content/uploads/Student-Guide-to-Academic-Accommodation.pdf](http://carleton.ca/equity/wp-content/uploads/Student-Guide-to-Academic-Accommodation.pdf)

**Religious obligation:** write to me with any requests for academic accommodation during the first two weeks of class, or as soon as possible after the need for accommodation is known to exist. For more details, visit the Equity Services website: [carleton.ca/equity/wp-content/uploads/Student-Guide-to-Academic-Accommodation.pdf](http://carleton.ca/equity/wp-content/uploads/Student-Guide-to-Academic-Accommodation.pdf)

**Academic Accommodations for Students with Disabilities:** If you have a documented disability requiring academic accommodations in this course, please contact The Paul Menton Centre (PMC) at 613-520-6608 or [pmc@carleton.ca](mailto:pmc@carleton.ca) for a formal evaluation. If you are already registered with the PMC, contact your PMC coordinator to send me your Letter of Accommodation at the beginning of the term, and no later than two weeks before the first in-class scheduled test or exam requiring accommodation (if applicable). After requesting accommodation from PMC, meet with me as soon as possible to ensure accommodation arrangements are made. Please consult the PMC Website for their deadline to request accommodations for the formally-scheduled exam (if applicable) [www.carleton.ca/pmc](http://www.carleton.ca/pmc)

**Plagiarism:**

Plagiarism is presenting, whether intentional or not, the ideas, expression of ideas or work of others as one's own. Plagiarism includes reproducing or paraphrasing portions of someone else's published or unpublished material, regardless of the source, and presenting these as one's own without proper citation or reference to the original source. Examples of sources from which the ideas, expressions of ideas or works of others may be drawn from include but are not limited to: books, articles, papers, literary compositions and phrases, performance compositions, chemical compounds, art works, laboratory reports, research results, calculations and the results of calculations, diagrams, constructions, computer reports, computer code/software, and material on the Internet. Plagiarism is a serious offence.

More information on the University's **Academic Integrity Policy** can be found at:  
<http://carleton.ca/studentaffairs/academic-integrity/>

### **Survivors of Sexual Violence**

As a community, Carleton University is committed to maintaining a positive learning, working and living environment where sexual violence will not be tolerated, and survivors are supported through academic accommodations as per Carleton's Sexual Violence Policy. For more information about the services available at the university and to obtain information about sexual violence and/or support, visit: [carleton.ca/sexual-violence-support](http://carleton.ca/sexual-violence-support)

### **Accommodation for Student Activities**

Carleton University recognizes the substantial benefits, both to the individual student and for the university, that result from a student participating in activities beyond the classroom experience. Reasonable accommodation must be provided to students who compete or perform at the national or international level. Please contact your instructor with any requests for academic accommodation during the first two weeks of class, or as soon as possible after the need for accommodation is known to exist. <https://carleton.ca/senate/wp-content/uploads/Accommodation-for-Student-Activities-1.pdf>

For more information on academic accommodation, please contact the departmental administrator or visit: [students.carleton.ca/course-outline](http://students.carleton.ca/course-outline)

### **Department Policy**

The Department of Law and Legal Studies operates in association with certain policies and procedures. Please review these documents to ensure that your practices meet our Department's expectations.

<http://carleton.ca/law/current-students/>

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## **COURSE DESCRIPTION**

The dispute between Israelis and Palestinians is largely presented to us in quite starkly political terms – as questions of raw power politics played out in a violence-prone milieu. So palpable and totalizing are the manifestation of this politics that some have come to characterize the Occupied Palestinian Territories as operating in, or constitutive of, a 'state of exception': that the Occupied Territories are spaces of lawlessness where law has little or no place. There is however, a growing literature that reveals a complex web of legal relations governing various facets of the Israeli occupation of Palestinian territory. While international law establishes many of the parameters of this relationship, the legal relations between these two communities are by no means limited to consideration of questions of international law. Rather, if international law frames much of the discussion, myriad, more 'localized', forms of legal administration govern the day-to-day operations of occupation and settlement. To offer just a few examples of elements of this 'matrix of legality':

- Property law in the territories is governed by different sources of law: Israeli, Jordanian and Ottoman, the application of which have had specific implications for Palestinian

land owners and occupants usually to the benefit of the expansion of Israeli territorial claims in the Occupied Territories;

- Israeli settlements in the Occupied Territories are subject to Israeli civil administration, while their Palestinian neighbours are subject to Israeli military law;
- Israeli citizenship grants Israelis living in the Occupied Territories the right to vote, along with all other benefits of Israeli citizenship. Their Palestinian neighbours have no such rights vis-à-vis the state that exercises *de facto* sovereignty over them;
- Israel has rejected international claims that its occupation of East Jerusalem contravenes international law, and instead has formally annexed this territory to that of Israel with different implications for Jewish and Palestinian inhabitants;
- Palestinian inhabitants of East Jerusalem are subjected to a special pass system to strictly regulate their movements and activities where no such special provisions are applied to Jewish Israeli citizens.
- Israeli antiquities laws have been overlooked and/or bypassed ostensibly to bolster Israeli historical claims to East Jerusalem and the territories of Judea and Samaria (the West Bank), and as a basis for legitimizing dispossession of Palestinians from their homes. Operating in a sometime contradictory fashion the application of these laws and their oversight has been a subject of enormous concern to the international community and its focus on the historical and cultural importance of antiquities preservation. Working with conflicting and sometimes contradictory elements of Israeli municipal and national law and their application has brought Israeli public policy into direct conflict with international standards for the study and preservation of antiquities.

The foregoing represent just a small sample of elements of this matrix of legality that mediates the relationship between Israelis and Palestinians in the Occupied Territories and shape the conduct of the Israeli state in terms of how it meets its day-to-day obligations to the Palestinian people under international and Israeli law.

This course seeks to examine in some detail these multiple elements of legality with a view to more clearly appreciating the complexities of a dispute governed not just by the threat of coercion, but by complex and often competing understandings of law and legality and their administration.

**Proposed mode of assessment:**

Term Paper (5000 words): 60%

Weekly Journals: 20%

Participation: 20%

It will be imperative that students come to class well prepared and thinking about the week's readings. As you will see, the reading list is quite extensive, and it is not my intention that you should read all of the material, let alone with equal rigour. But the range of material should allow you to pick and choose materials that you find most interesting. You should, however, aim to engage with as much of the material as you can.

Each week you will be responsible for submitting a 1-2 page (single spaced) set of reflections on the themes raised by that week's readings. This will serve as a working journal of sorts. Each set of reflections is to be submitted prior to the start of class.

Students should submit a term paper proposal no later than November 1 (the class following reading week).

Twenty percent of the course assessment is premised upon participation. If you don't attend, you cannot participate. But talking without engaging the course materials also affects one's participation.

### **REQUIRED TEXTS:**

Much of the course's required reading will be drawn from the following texts, with assorted other sources drawn from a variety of journals, government websites, and United Nations, NGO and media sources.

I have ordered copies of the following to be available at the beginning of term at Octopus Books, 116 Third Avenue (613-233-2589). I apologize for the costs involved in these texts, but we will be reading a good deal of each of them. I have ensured that these, and other texts, will be available through Library Reserves. Many will be available on 3-hr reserve in electronic versions online, and I am told that electronic versions of some may be found online.

Berda, Y. (2018). *Living Emergency: Israel's Permit Regime in the Occupied West Bank*. Sanford: Stanford University Press.

Adi Ophir, Michal Givoni & Sari Hanaf (eds.) (2009). *The Power of Inclusive Exclusion: Anatomy of Israeli Rule in the Occupied Palestinian Territories*. New York: Zone.

David Kretzmer (2002). *The Occupation of Justice: The Supreme Court of Israel and the Occupied Territories*. Albany: SUNY Press.

Horowitz, A., Ratner, L. and Weiss, P. (eds.) (2011). *The Goldstone Report: The Legacy of the Landmark Investigation of the Gaza Conflict*. New York: Nation Books.

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## **Class Schedule**

### **Week 1 – September 6 Introduction**

**Week 2 – September 13****Some Basics**

- Einhorn, T. (2014). *The Status of Judea & Samaria (The West Bank) and Gaza and the Settlements in International Law*. Jerusalem: Jerusalem Center for Public Affairs. Retrieved August 1, 2018, from <http://jcpa.org/article/status-of-settlements-in-international-law/>
- Israeli Ministry of Foreign Affairs (2009). *Israel, the Conflict and Peace: Answers to frequently asked questions*. Retrieved August 2, 2018, from [http://mfa.gov.il/MFA/ForeignPolicy/Issues/Pages/FAQ\\_Peace\\_process\\_with\\_Palestinians\\_Dec\\_2009.aspx#Recognition2](http://mfa.gov.il/MFA/ForeignPolicy/Issues/Pages/FAQ_Peace_process_with_Palestinians_Dec_2009.aspx#Recognition2)
- Eyal Benvenisti (2013) *The International Law of Occupation* (2<sup>nd</sup> edition). Oxford: Oxford University Press. Chapter 8: “The Israeli Occupation of the West Bank and Gaza”, pp.203-248.
- David Kretzmer (2002). *The Occupation of Justice: The Supreme Court of Israel and the Occupied Territories*. Albany: SUNY Press. Introduction and Chapters 1-3, pp. 1-56.
- Handel, A. (2009). Chronology of the Occupation Regime, 1967-2007. In A. Ophir, M. Givoni & S. Hanafi (Eds.), *The Power of Inclusive Exclusion: Anatomy of Israeli Rule in the Occupied Palestinian Territories* (pp. 603-636). New York: Zone Books.

**Supplementary Reading**

- Bar-Yaacov, N. (1990). The Applicability of the Laws of War to Judea and Samaria (the West Bank) and to the Gaza Strip. *Israel Law Review*, 24(3-4), 485-506.

**Week 3 – September 20****Some Critical/Theoretical Formulations**

- Ben-Naftali, O., Gross, A., & Michaeli, K. (2009). The Illegality of the Occupation Regime: The Fabric of Law in the Occupied Palestinian Territory. In A. Ophir, M. Givoni & S. Hanafi (Eds.), *The Power of Inclusive Exclusion: Anatomy of Israeli Rule in the Occupied Palestinian Territories* (pp. 31-88). New York: Zone Books.
- Gordon, N. (2009). From Colonization to Separation: Exploring the Structure of Israel's Occupation. In A. Ophir, M. Givoni & S. Hanafi (Eds.), *The Power of Inclusive Exclusion: Anatomy of Israeli Rule in the Occupied Palestinian Territories* (pp. 239-267). New York: Zone Books.
- Shenhav, Y., & Berda, Y. (2009). The Colonial Foundations of the State of Exception: Juxtaposing the Israeli Occupation of the Palestinian Territories with Colonial Bureaucratic History. In A. Ophir, M. Givoni & S. Hanafi (Eds.), *The Power of Inclusive Exclusion: Anatomy of Israeli Rule in the Occupied Palestinian Territories* (pp. 337-374). New York: Zone Books.
- Zureik, E. (2011). Colonialism, surveillance, and population control. In E. Zureik, D. Lyon & Y. Abu-Laban (Eds.), *Surveillance and Control in Israel/Palestine: Population, Territory and Power* (pp. 3-46).

**Week 4 – September 27****Settlements**

David Kretzmer (2002). *The Occupation of Justice: The Supreme Court of Israel and the Occupied Territories*. Albany: SUNY Press. Chapter 5: "Civilian Settlements and Development Projects"

Etkes, D., & Ofran, H. (2006). *Breaking the Law in the West Bank: One Violation Leads to Another: Israeli Settlement Building on Private Palestinian Property*. Jerusalem: Peace Now. Jerusalem: Peace Now. Available at:

[https://www.google.com/url?sa=t&rct=j&q=&esrc=s&source=web&cd=2&cad=rja&uact=8&ved=2ahUKEwi-07atwvzcAhXM3YMKHXGID4oQFjABegQIARAC&url=https%3A%2F%2Fwww.btselem.org%2Fdownload%2F201203\\_under\\_the\\_guise\\_of\\_legality\\_eng.pdf&usg=AOvVaw1QdiWmn-bYUZVBMMyRVzhZS](https://www.google.com/url?sa=t&rct=j&q=&esrc=s&source=web&cd=2&cad=rja&uact=8&ved=2ahUKEwi-07atwvzcAhXM3YMKHXGID4oQFjABegQIARAC&url=https%3A%2F%2Fwww.btselem.org%2Fdownload%2F201203_under_the_guise_of_legality_eng.pdf&usg=AOvVaw1QdiWmn-bYUZVBMMyRVzhZS)

Americans for Peace Now: Interactive map of settlements/outposts, Separation Wall/Barrier: <http://archive.peacenow.org/emap.php>

Israeli Ministry of Foreign Affairs (2015). *Israeli Settlements and International Law*. (2015, November 30). Retrieved August 2, 2018, from

<http://mfa.gov.il/MFA/AboutIsrael/State/Law/Pages/Israeli%20Settlements%20and%20International%20Law.aspx>

B'Tselem (2008). *Access Denied: Israeli measures to deny Palestinians access to land around settlements*. Retrieved August 1, 2018, from

[http://www.btselem.org/publications/summaries/200809\\_access\\_denied](http://www.btselem.org/publications/summaries/200809_access_denied)

**Supplementary Reading**

Gorenberg, G. (2006). *The Accidental Empire: Israel and the Birth of the Settlements, 1967-1977*. New York: Henry Holt & Co.

Kretzmer, D. (2017). Settlements in the Supreme Court of Israel. *American Journal of International Law Unbound*, 111, 41-44.

Portugali, J. (1991). Jewish settlement in the occupied territories: Israel's settlement structure and the Palestinians. *Political Geography Quarterly*, 10(1), 26-53.

Phillips, D. M. (2009). The Illegal-Settlements Myth, December 1. Retrieved August 19, 2018, from <https://www.commentarymagazine.com/articles/the-illegal-settlements-myth/>

Segal, R., Tartakover, D., & Weizman, E. (2003). *A civilian occupation: The politics of Israeli architecture*. Verso.

**Week 5 – October 4****The Wall/Separation Barrier**

International Court of Justice (2004) Legal Consequences of the Construction of a Wall in the Occupied Palestinian Territory |. (2004). Retrieved August 18, 2018, from

<https://www.icj-cij.org/en/case/131/advisory-opinions>

Israel Minister of Foreign Affairs. (2005). Unofficial Summary of State of Israel's Response

regarding the Security Fence. Retrieved August 20, 2018, from <http://www.mfa.gov.il/mfa/aboutisrael/state/law/pages/summary%20of%20israels%20response%20regarding%20the%20security%20fence%2028-feb-2005.aspx>

### Supplementary Reading

Kattan, V. (2007). The legality of the West Bank Wall: Israel's High Court of Justice v. the International Court of Justice. *Vanderbilt Journal of Transnational Law*, 40(5), 1425-1521.

## Week 6 – October 11

### Administering Movement

Berda, Y. (2018). *Living Emergency: Israel's Permit Regime in the Occupied West Bank*. Stanford: Stanford University Press.

### Supplementary Reading

Handel, A. (2009). Where, Where to, and When in the Occupied Territories: An Introduction to Geography of Disaster. In A. Ophir, M. Givoni & S. Hanafi (Eds.), *The Power of Inclusive Exclusion: Anatomy of Israeli Rule in the Occupied Palestinian Territories* (pp. 179-222). New York: Zone Books.

Brown, A. P. (2004). The Immobile Mass: Movement Restrictions in the West Bank. *Social & Legal Studies*, 13(4), 501-521.

## Week 7 - October 18

### Administering Space

B'Tselem (2004) *Forbidden Roads: The Discriminatory West Bank Road Regime*.

[http://www.btselem.org/publications/summaries/201612\\_expel\\_and\\_exploit](http://www.btselem.org/publications/summaries/201612_expel_and_exploit), accessed August 1, 2018

Shalev, N. (2012). *Under the Guise of Legality: Israel's Declarations of State Land in the West Bank*. B'tselem. Available at:

[https://www.btselem.org/publications/summaries/201203\\_under\\_the\\_guise\\_of\\_legality](https://www.btselem.org/publications/summaries/201203_under_the_guise_of_legality)

Fields, G. (2012). "This is our land": collective violence, property law, and imagining the geography of Palestine. *Journal of Cultural Geography*, 29(3), 267-291.

Fields, G. (2008). Imagined geographies: Property rights, land improvement and the origins of state terror in Palestine. In L. Portis (Ed.), *Terror and its representations* (pp. 233-252). Presses Universitaires de la Mediterranee: Montpellier.

### Supplementary Reading

Hanafi, S. (2013). Explaining spacio-cide in the Palestinian territory: Colonization, separation, and state of exception. *Current Sociology*, 61(2), 190-205.

Bisharat, G. E. (1993). Land, Law, and Legitimacy in Israel and the Occupied Territories. *American University Law Review*, 43(2), 467.

**Week 8 – October 25****Reading Week – No Class****Week 9 – November 1****Jerusalem**

- Braverman, I. (2007). Powers of Illegality: House Demolitions and Resistance in East Jerusalem. *Law & Social Inquiry*, 32(2), 333-372.
- Chiodelli, F. (2012). Planning illegality: The roots of unauthorised housing in Arab East Jerusalem. *Cities*, 29(2), 99-106.
- Jabareen, Y. R. (2010). The politics of state planning in achieving geopolitical ends: The case of the recent master plan for Jerusalem. *International Development Planning Review*, 32(1), 27-43.
- Evri, Y. (2017, March 25). Israel's City of David: A Tourist Attraction Concealing a Violent Enterprise. *Haaretz*. Retrieved from <https://www.haaretz.com/opinion/.premium-israels-city-of-david-a-tourist-attraction-concealing-a-violent-enterprise-1.5453052>
- Rothman, M. (2014, May 9). 10 reasons the "City of David" is not the wholesome tourist site you thought it was. *The Times of Israel*. Retrieved from <http://blogs.timesofisrael.com/10-reasons-the-city-of-david-is-not-the-wholesome-tourist-site-you-thought-it-was/>
- Dumper, M., & Larkin, C. (2011). The politics of heritage and the limitations of international agency in contested cities: a study of the role of UNESCO in Jerusalem's Old City. *Review of International Studies*, 38(1), 25-52.
- Quigley, J. (1994). The Legal Status of Jerusalem Under International Law. *Turkish Yearbook of International Law*, 24, 11-23.

**Supplementary Reading**

- Cheshin, A., Hutman, B., & Melamed, A. (1999). *Separate and unequal: The inside story of Israeli rule in East Jerusalem*. Harvard University Press: Cambridge, MA.

**Week 10 – November 8****Administering Life & Death**

- Parsons, N., & Salter, M. B. (2008). Israeli Biopolitics: Closure, Territorialisation and Governmentality in the Occupied Palestinian Territories. *Geopolitics*, 13(4), 701-723.
- Ghanim, H. (2013). Thanatopolitics: The Case of the Colonial Occupation of Palestine. In R. Lentin (Ed.), *Thinking Palestine* (pp. 65-81). London & New York: Zed Books.
- David Kretzmer (2002). *The Occupation of Justice: The Supreme Court of Israel and the Occupied Territories*. Albany: SUNY Press. Chapter 6: "Residency and Family Unification"



- Weizman, E. (2009). Thanato-tactics. In A. Ophir, M. Givoni & S. Hanafi (Eds.), *The Power of Inclusive Exclusion: Anatomy of Israeli Rule in the Occupied Palestinian Territories* (pp. 543-574). New York: Zone Books.
- Cohen, Y., & Gordon, N. (2018). Israel's Biospatial Politics: Territory, Demography, and Effective Control. *Public Culture*, 30(2), 199-220.
- Giacaman, R., Khatib, R., Shabaneh, L., Ramlawi, A., Sabri, B., Sabatinelli, G., . . . Laurance, T. (2009). Health status and health services in the occupied Palestinian territory. *The Lancet*, 373(9666), 837-849.
- Benmelech, E., Berrebi, C., & Klor, E. (2010). *Counter-Suicide-Terrorism: Evidence from House Demolitions* (Working Paper No. 16493). National Bureau of Economic Research. <https://doi.org/10.3386/w16493>
- Roy, S. (2001). Palestinian Society and Economy: The Continued Denial of Possibility. *Journal of Palestine Studies*, 30(4), 5-20.
- Fields, G. (2012). "This is our land": collective violence, property law, and imagining the geography of Palestine. *Journal of Cultural Geography*, 29(3), 267-291.

### Supplementary Reading

- Mihlar, F. (2011). *Israel's denial of the Bedouin*: Minority Rights Group International. Retrieved July 20, 2018, from <http://minorityrights.org/publications/israels-denial-of-the-bedouin/>
- Mbembe, A. (2003). Necropolitics. *Public Culture*, 15(1), 11-40.
- Meade, T. (2011). Violence and domestic space: demolition and destruction of homes in the occupied Palestinian territories. *The Journal of Architecture*, 16(1), 71-87.
- Kretzmer, D. (2002). *The Occupation of Justice: The Supreme Court of Israel and the Occupied Territories*. Albany: SUNY Press. Part 3: pp.115-198.

### Week 11 – November 15

#### Gaza

- Darcy, S., & Reynolds, J. (2010). An Enduring Occupation: The Status of the Gaza Strip from the Perspective of International Humanitarian Law. *Journal of Conflict and Security Law*, 15(2), 211-243. doi: 10.1093/jcsl/krq011
- Li, D. (published February 16, 2008). Disengagement and the Frontiers of Zionism | Middle East Research and Information Project. Retrieved July 20, 2018, from <https://www.merip.org/mero/mero021608>
- Li, D. (2006). The Gaza Strip as Laboratory: Notes in the Wake of Disengagement. *Journal of Palestine Studies*, 35(2), 38-55.
- Tawil-Souri, H. (2012). Digital Occupation: Gaza's High-Tech Enclosure. *Journal of Palestine Studies*, 41(2), 27-43.
- Winter, Y. (2016). The Siege of Gaza: Spatial Violence, Humanitarian Strategies, and the Biopolitics of Punishment. *Constellations*, 23(2), 308-319.
- Office of the Prosecutor, I.C.C. (2014). Situation on Registered Vessels of Comoros, Greece and Cambodia: Article 53 (1) Report.

**Week 12 – November 22****Cast Lead & Protective Edge**

Horowitz, A., Ratner, L. and Weiss, P. (eds.) (2011). *The Goldstone Report: The Legacy of the Landmark Investigation of the Gaza Conflict*. New York: Nation Books.

**Supplementary Reading**

Bisharat, G. E. (2009). Israel's Invasion of Gaza in International Law. *Denver Journal of International Law & Policy*, 38(1), 41-114.

Sassen, S. (2010). When the city itself becomes a technology of war. *Theory, Culture & Society*, 27(6), 33-50.

Schabas, W. A. (2010). Gaza, Goldstone, and Lawfare. *Case Western Reserve Journal of International Law*, 43(2), 307-313.

Goldstone, R. (2011). A1 Former Chair of the UN Fact-Finding Mission on the Gaza Conflict, "Reconsidering the Goldstone Report on Israel and War Crimes," Washington Post, 1 April 2011. (2011). *Journal of Palestine Studies*, 40(4), 203-204.

Jilani, H., Chinkin, C. & Travers, D (2011). Goldstone report on the Gaza conflict of 2008-2009 – Statement issued by members of the fact-finding mission published in The Guardian, Thursday 14 April 2011. Available at: <https://www.un.org/unispal/document/goldstone-report-on-the-gaza-conflict-of-2008-2009-statement-issued-by-members-of-the-fact-finding-mission-published-in-the-guardian-non-un-document/>

Human Rights Watch (2009, August 6). Rockets from Gaza | Harm to Civilians from Palestinian Armed Groups' Rocket Attacks. Retrieved August 19, 2018, from <https://www.hrw.org/report/2009/08/06/rockets-gaza/harm-civilians-palestinian-armed-groups-rocket-attacks>

Human Rights Watch (2009, August 13). White Flag Deaths | Killings of Palestinian Civilians during Operation Cast Lead. Retrieved August 19, 2018, from <https://www.hrw.org/report/2009/08/13/white-flag-deaths/killings-palestinian-civilians-during-operation-cast-lead>

**Week 13 – November 29****The Question of Apartheid**

Falk, R., & Tilley, V.Q. (2017). Israeli Practices towards the Palestinian People and the Question of Apartheid *Palestine and the Israeli Occupation* (Vol. 1): United Nations - Economic and Social Commission for Western Asia (ESCWA). Available online at: <https://www.globalresearch.ca/the-complete-censored-ecswa-report-israel-practices-towards-the-palestinian-people-and-the-question-of-apartheid/5580670>

The Campaign to Delegitimize Israel with the False Charge of Apartheid. (2009). Retrieved August 7, 2018, from <http://jcpa.org/article/the-campaign-to-delegitimize-israel-with-the-false-charge-of-apartheid-2/>

*United Nations Convention on the Suppression and Punishment of the Crime of Apartheid*. Available at: [https://en.wikisource.org/wiki/The\\_Anti-Apartheid\\_\(United\\_Nations\\_Convention\)\\_Act\\_1948](https://en.wikisource.org/wiki/The_Anti-Apartheid_(United_Nations_Convention)_Act_1948)

Zilbershats, Y. (2013). Apartheid, International Law, and the Occupied Palestinian Territory: A Reply to John Dugard and John Reynolds. *European Journal of International Law*, 24(3), 915-928.

### Supplementary Reading

Carter, J. (2007). *Palestine: Peace not Apartheid*. New York: Simon and Schuster.

Dugard, J., & Reynolds, J. (2013). Apartheid, international law, and the occupied Palestinian territory. *European Journal of International Law*, 24(3), 867-913.

Goldstone, R.J. (2011, October 31). Opinion: Israel and the Apartheid Slander. *The New York Times*. Retrieved from <https://www.nytimes.com/2011/11/01/opinion/israel-and-the-apartheid-slander.html>

Tilley, V. (2012). *Beyond Occupation: Apartheid, Colonialism and International Law in the Occupied Palestinian Territories*. London: Pluto Press, London.

### Week 14 - December 6

#### Futures?

Azarov, V. (2017). Israel's Unlawfully Prolonged Occupation: Consequences Under An Integrated Legal Framework: European Council On Foreign Relations. Available at: [https://www.ecfr.eu/publications/summary/israels\\_unlawfully\\_prolonged\\_occupation\\_7294](https://www.ecfr.eu/publications/summary/israels_unlawfully_prolonged_occupation_7294)

Bisharat, G. E. (2013). Violence's law: Israel's campaign to transform international legal norms. *Journal of Palestine Studies*, 42(3), 68-84.

Meron, T. (2017). The West Bank and International Humanitarian Law on the Eve of the Fiftieth Anniversary of the Six-Day War. *American Journal of International Law*, 111(2), 357-375.

Cohen, M. S., & Freilich, C. D. (2015). The Delegitimization of Israel: Diplomatic Warfare, Sanctions, and Lawfare. *Israel Journal of Foreign Affairs*, 9(1), 29-48.

Quigley, J. (1999). The Role of Law in a Palestinian-Israeli Accommodation. *Case Western Reserve Journal of International Law*, 31(2&3), 351-382.