# Adalah's Annual Report of Activities 2013

Issued 1 May 2014



A house demolished by the Israeli law enforcement authorities in the unrecognised Bedouin vilage of Al-Araqib in the Naqab (Negev). All of the other houses in the village were also demolished.

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### Introduction

# **2013:** Human rights deteriorate, peace process negotiations are renewed, and Palestinian youth demonstrate for justice

Although the human rights situation of the Palestinian minority in Israel and the Palestinians living under Occupation continued to deteriorate in 2013, the year was also one of renewed hope in the power of coordinated community action and international intervention to change the reality on the ground. A year that began with the attempted election disqualification of the Arab political leadership calling for equal rights, and that saw more anti-democratic legislation proposed by the Israeli Knesset, and increasing racist incitement against and forced displacement of Palestinians from their homes and villages on both sides of the Green Line, ended with the extraordinary cancellation of the devastating Prawer Plan bill in the Naqab (Negev). As we take this opportunity to reflect on our work in 2013, it is clear, particularly in a political environment that consistently fails to prioritze human rights, that sustained local and international engagement is critical for achieving justice.

2013 marked 20 years since the signing of the Oslo Accords, and also saw a renewal in July of US-mediated negotiations between Israel and the Palestinian Liberation Organization. For Palestinian citizens of Israel, who are not represented in the negotiations but whose status and future is intimately tied to them, the last 20 years have served to further entrench state policies and practices of exclusion and discrimination, as well as privilege for the Israeli Jewish community. Such policies are reflected into Israel's key priority in these negotiations, which is achieving Palestinian recognition of Israel as a Jewish state. Adalah's work, day in and day out, is to challenge these discriminatory laws and policies and to demand equal rights as individuals and as a national, homeland minority group in a state where both Palestinian citizens, who comprise around 1.3 million people, and Jewish citizens live.

For Palestinians living in the 1967 Occupied Palestinian Territory (OPT), the successive peace negotiations continued to bring the further expansion of illegal settlements, resulting in more forced displacement and the loss of land and the perpetuation of a 45+ year military occupation. While Israel's violations of international humanitarian and human rights law in the OPT have been well documented, and indeed often condemned by the international community, the Israeli government has enjoyed wide impunity. The negotiations, unfortunately, have only provided the Israeli government with a stronger shield from accountability and added time to preserve and extend the unjust status quo in the OPT. Here Adalah works together with key partners to defend Palestinians from gross violations of their human rights by undertaking a range of legal and international advocacy initiatives, in particular in East Jerusalem and Gaza.

While the high-level political leaders focused on seeking to revive the negotiations, the Palestinian people and in particular the youth, took to the streets throughout 2013 to show their anger with the current situation and their commitment to human rights. The protests to stop the Prawer Plan were notable for the participation of Palestinian youth on both sides of the Green Line, as well as internationally. Adalah, together with a committed group of private, *pro bono* lawyers, represented tens of protestors who were arrested and detained by the police, and filed complaints against the very violent excessive use of force by the police against them. Sustained protest also took place in the OPT against the continued construction of the Wall and against home demolitions, in solidarity with the 5000 Palestinian political prisoners held in Israeli prisons, and for dignity.

# What's Inside:

This report highlights Adalah's successes and the main outcomes of activities conducted from January to December 2013. As this report reflects, Adalah achieved numerous successes in our legal representations through our impact litigation cases and legal interventions before the Israeli courts and state authorities of crucial importance for the promotion and defense of the rights of Palestinian citizens of Israel and Palestinian residents of the OPT. Adalah also achieved successes and important partnerships through our international advocacy. In addition, Adalah trained lawyers and law students, issued new publications, and engaged in extensive outreach to Arabic, Hebrew and English audiences via social media, multi-media and print and electronic media campaigns and public events including a photography exhibition and film screenings. Adalah staff and board members also participated in and presented at conferences to which they were invited, both in Israel and abroad. For an overview of our work in photos, see: <u>Adalah in Photos, January-December 2013</u>.

This report presents our work throughout the year in four areas: Legal Action, International Advocacy, Legal Education, and Institutional Development. We hope that this report provides readers with a useful and informative presentation of our work.

The views expressed in this report are those of Adalah and do not reflect the official position of the European Union or any other donor to Adalah.

# Who Are We:

Adalah ("Justice" in Arabic) is an independent human rights organization and legal center with offices in Haifa in the north and Beer el-Sabe (Beer Sheva) in the south. Established in November 1996, Adalah aims to promote human rights in Israel in general and the rights of the Palestinian Arab minority, in particular. This work includes promoting and defending the human rights of all individuals subject to the jurisdiction of the State of Israel. Adalah chose its aims based on Palestinian community needs (there was no Palestinian legal center in Israel), and the domestic and international human rights and humanitarian law legal frameworks available for minority groups and civilians living under occupation. In order to achieve these goals, Adalah:

- Brings impact litigation cases before Israeli courts and legal interventions before various state authorities and land planning committees;
- Provides legal consultation to individuals, NGOs, and Arab institutions;
- Appeals to international institutions and forums;
- Organizes conferences and study days and publishes reports on legal issues;
- Conducts extensive media outreach;
- Trains legal apprentices, law students, and new lawyers in the field of human rights.

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#### I. In Focus – The Prawer Plan



Throughout 2013, Adalah worked intensively to stop the government's Prawer Plan, which aims to forcibly displace tens of thousands of Palestinian-Bedouin citizens of Israel and dispossess them from their land and homes in the unrecognized villages in the Nagab (Negev). What began with an initial public campaign in the summer of 2012 continued to direct much of our legal action, targeted international advocacy, and sustained public awareness

initiatives throughout 2013. As a result of our work with the community and NGO partners, as well as unique community protest demonstrations, the plan's implementing legislation, the Prawer-Begin bill, was shelved in 12/13. As of this writing, the legislation remains frozen.

In 1/13, the <u>government approved former Minister Benny Begin's new recommendations</u> to the plan and legislation that did little to change the overall policy, and in some respects actually increased the violation of Bedouin rights. Adalah and the Association for Civil Rights in Israel (ACRI) urged the Prime Minister and the Ministerial Committee on Legislation to <u>reject the proposed bill</u> in 4/13, and Adalah and the Negev Coexistence Forum (NCF) followed-up with a <u>detailed position paper against the bill</u> in 5/13. In 6/13, the <u>Knesset</u> <u>approved the Prawer-Begin Bill</u> by 43 to 40 in a first reading. The solid opposition to the bill indicated that the advocacy against it by Adalah and its partners had met with some success. Throughout the fall, in close coordination with community and civil society partners, Adalah's advocacy work helped to ensure that the history and just claims of the Palestinian-Bedouin community and their opposition to the Prawer Plan remained a high priority on the national and international agenda. In 12/13, following extensive mobilization against the plan both locally and around the world, Minister Begin issued a public statement recommending that the legislative process be halted. Prime Minister Binyamin Netanyahu agreed.

Three weeks after what we thought to be a <u>major victory</u>, we learned, however, that the government was proceeding with the legislation, transferring the authority from the Prime Minister's Office to the Ministry of Agriculture. Advocates and Bedouin citizens are continuing to work together to challenge the plan and to promote the community's <u>Alternative Plan</u> for equality and recognition of their villages.

#### Community work in the Naqab

Adalah's Naqab office coordinated efforts in the field, and served as a crucial liaison between Palestinian-Bedouin citizens and the general public, local and international decision-makers, and the media. In 2013, the Naqab office led **52 field visits and study tours**, providing a platform for the Bedouin community to address **over 500 influential people** and articulate their opposition to the Prawer Plan and call for



recognition of their villages. Diplomats, donors, representatives of international human

rights organizations, development agencies, and inter-faith groups, academics, researchers, university students and journalists all participated in study tours. Additionally, the Naqab office staff gave **34 lectures on the Prawer Plan** to community groups in Israel and the OPT.

#### Public relations and International Advocacy

Throughout 2013, media outlets and policy-makers asked Adalah to share its expertise on Bedouin history and land claims and to provide legal analysis on the Prawer Plan and Israel's wider forced displacement of Palestinians. Over **150 media outlets** featured Adalah's analysis of the Prawer Plan, including radio and print in Israel, the OPT and globally. Adalah also targeted widely-read newspapers and media websites by **contributing 22 opinion editorials** on the subject, which appeared in <u>Maariv</u>, <u>Al-Arab</u>, <u>+972</u>, and the <u>Huffington Post</u>, among others. In 6/13, Dr. Thabet Abu Rass, Adalah's Naqab Office Director, followed up on a particularly egregious public comment about the Bedouin made by Israeli TV personality Avri Gilad, and invited him to a tour of the unrecognized villages. Following his meetings with Bedouin representatives, communities and scholars, Gilad <u>publically changed his views</u>.

In 7/13, Adalah, together with the Negev Coexistence Forum (NCF), organized a tour for international journalists in the Naqab, which resulted in international coverage in <u>The Guardian</u>, <u>The Economist</u> and <u>The New York Times</u>, among others. Television coverage by local and international outlets such as <u>Al Jazeera English</u> also increased public awareness.

Adalah's extensive media work contributed to our broader international advocacy strategy. In 2013, Adalah undertook 6 advocacy missions with human rights partners to the US, the UN, the European Union and individual European states. This work included a statement before the UN Human Rights Council and a dedicated hearing on the "human rights situation of the Bedouin and other minorities in Israel" in 6/13 at the European Parliament (EP) before the Sub-Committee on Human Rights (DROI) with participation by the Delegations for relations with Israel and the Palestinian Legislative Council. At the hearing, Adalah and the NCF called on the EU to issue a public statement against the Prawer-Begin bill and to urge Israel to protect the right to equality of all citizens. In the run-up to the parliamentary hearing, Adalah, together with APRODEV and CIDSE held extensive briefings with EP members. The international missions were complemented by meetings with foreign embassies in Israel. Adalah, ACRI, Bimkom, and the NCF held numerous meetings with ambassadors and embassy representatives to provide them with legal and planning analysis and update them on the latest developments. The Euro-Mediterranean Human Rights Network (EMHRN), of which Adalah is a member, issued a strong, high-profile statement in 7/13 against the Prawer Plan and the forced displacement of the Bedouin community. International organizations such as Human Rights Watch and Amnesty International similarly condemned the plan, and following the first vote of approval of the Prawer-Begin Bill in the summer, UN High Commissioner for Human Rights Navi Pillay expressed her alarm at the progress of a bill that aimed to "legitimize forcible displacement and dispossession of indigenous Bedouin communities in the Negev."

# Legal defense of protestors and human rights trainings

In an extraordinary show of solidarity, thousands of young people throughout Israel and the OPT and abroad joined in popular, coordinated peaceful protests against the Prawer Plan on three separate days: 15 July (in response to the Arab leadership in Israel's call for a general strike), 1 August and 30 November. The 'Days of Rage' protestors



encountered excessive police violence and mass arrests. See <u>Press Release from Human</u> <u>Rights Watch.</u> In total, **89 protestors were arrested**, with some demonstrators from the Naqab spending weeks in detention. Adalah, together with private lawyers, represented dozens of protestors at detention hearings in the Galilee and the Naqab, and succeeded <u>to</u> <u>release them</u>, often following appeals to higher courts. Adalah also filed 10 complaints to the Justice Ministry's Police Investigation Unit ("Mahash") against police violence.

Together with NCF, Adalah also provided four human rights trainings for community members on home demolitions, and for young activists on their right to demonstrate. In one training, Adalah Board member Attorney Hussein Abu Hussein conducted a half-day session for activists in an unrecognized village in the Naqab on the rights to freedom of expression and protest and detainees' rights. A Bedouin activist, Hoda Abu Obayed, 24, from the village of Lakiya evaluated the training session as follows: "It was an amazing workshop. Now, I am more powerful and I feel stronger. It's essential information for activists. I know more about my rights, what I am allowed to do and what I cannot do. I can work much more effectively and directly contribute to my community."

# **II. Legal Action**

# Figures

In 2013, Adalah submitted 15 new cases/appeals and 32 new legal interventions, and continued to followed up on pending cases. Adalah achieved 7 wins and had 8 losses.

### Successes

# **Political Participation**

#### Elections disqualifications cancelled and Supreme Court overturns election ad ban



In 12/12, as a result of Adalah's legal representations, all Arab political parties and candidates were allowed to run in the Israeli general elections in 2/13. Adalah represented the Arab political leaders before the Central Elections Committee, and Member of Knesset (MK) Haneen Zoabi before the Supreme Court (SCT) against elections disgualifications attempts. The SCT published its full decision in 08/13 against the CEC's decision to

disqualify MK Zoabi, finding that disqualifying an individual candidate or political party was a drastic measure that should be reserved only for extraordinary cases. Adalah has been representing Arab political leaders for more than 10 years against election disqualification.

In a related case, in a unanimous 5-0 ruling in 1/13, the <u>SCT overturned a decision</u> made by the Chair of the Central Elections Committee (CEC) to ban the broadcast of an elections campaign video released by Arab political party the National Democratic Assembly (NDA or Balad/Tajammoa') on the grounds that it "ridiculed" the national anthem. Adalah argued that the ad's purpose was to criticize "in a satirical manner the attempt to pass laws that would compel Arab citizens of Israel to proclaim their loyalty to the Israeli national anthem". Adalah and ACRI each filed petitions against the CEC Chair's decision.

Yonah Jeremy Bob, <u>Court accepts Strong Israel-Balad campaign petition</u>, Jerusalem Post, 15 January 2013

# Supreme Court rejects right-wing petition demanding indictment of MK Haneen Zoabi

In 12/13 the Israeli Supreme Court rejected a petition filed by far right-wing MKs who demanded the criminal indictment of MK Zoabi (Balad) and Sheikh Raed Salah of the Islamic Movement for their participation in the Gaza Freedom Flotilla in 2010. The petition was filed against the Attorney



General's (AG) decision of January 2011 to close all criminal files opened against Arab citizens of Israel who took part in the Flotilla. Adalah represented MK Zoabi in these proceedings, and argued that "This petition has no legal basis or evidentiary foundation, and

its only aim is to demonize MK Zoabi and Sheikh Salah and to target the legitimate political activities of the Arab community and their protests against the closure of Gaza."

Yonah Jeremy Bob, <u>Court rejects petition to criminally charge MK Zoabi for Mavi Marmara</u> <u>involvement</u>, Jerusalem Post, 23 December 2013

#### **Right to Protest**

#### Charges dismissed against home demolitions and Gaza War demonstrators



Following preliminary hearings in 2/13, the Beer Sheva Magistrates' Court cancelled criminal indictments filed against 5 residents of the unrecognized Bedouin village of Al-Araqib in the Naqab, and Haia Noach, the Executive Director of the Negev Coexistence Forum for Civil Equality (NCF), following their participation in protests against the destruction of the village. Adalah represented the protestors. Update: In 1/14, the prosecution withdrew two

additional indictments charging protestors with attacking police officers and disrupting public order. The decision came after Adalah attorneys revealed video recordings proving that there was no factual basis for the cases.

In other cases, following Adalah's representation, in 2/13 the <u>Tel Aviv Magistrates' Court</u> acquitted 3 Palestinian citizens of Israel who participated in a protest against Operation Cast Lead in Gaza in front of the Egyptian embassy in 12/08. The judge harshly criticized the police and the prosecution, ruling that, "the prosecution does not have one shred of evidence that could lead to conviction."

Jack Khoury, <u>Judge aquits arab protestors, slams Israel police for trumped-up charges</u>, Ha'aretz, 27 February 2013

#### **Education Rights**



After 8 years of litigation before the SCT, the Transport Ministry <u>finally completed a safety</u> <u>crosswalk</u> in front of the Arab Bedouin Al-Fur'a Elementary School in 6/13. The dangerous track posed great risks to teachers and 1,187 pupils, as they feared being injured on the way to school.

In 3/13, the SCT rejected a petition submitted by right-wing organization "Regavim" to close down 3 elementary schools with 2,000

students in the unrecognized village of Wadi el-Na'am claiming health hazards. Wadi el-Na'am (pop: 10,000) was established by military order in 1953 after the community was moved from their ancestral land in the western Naqab. Israel established the toxic industrial plant of Ramat Hovav long after in 1979, and in 2008, due to substantial reductions in pollution, the state began developing a new city for military families in the same area. The SCT dismissed the case ruling that Regavim did not have standing. Adalah represented the students' families, arguing that Regavim tried to pressure the villagers to leave their land.

## **Economic Rights**

# Arab farmers produce 0.3% of eggs; The Supreme Court acknowledges discrimination

The SCT dismissed a <u>petition</u> in 6/13 filed by Adalah on behalf of Palestinian Arab farmers to compel the Ministry of Agriculture (MOA) to include Arab villages in the list of towns eligible for state quotas for producing eggs. In its <u>decision</u>, however, the court noted that since the filing of the petition in 2008, the MOA had awarded Arab farmers quotas to produce only 6 million eggs per year (or 0.3% of the total eggs produced in Israel). The SCT ruled that, "The authorities must do more to right this historical discrimination." The SCT ordered the state



to pay Adalah NIS 50,000 (US \$13,890) in legal expenses further illustrating the significance of the decision, and the pressure on the MOA to enact meaningful reform for Arab farmers.

# Litigation

# 1. Land & Planning Rights

#### **Unrecognised Villages**

#### Fighting to Save Atir-Umm el-Hieran

Adalah continued working to save the unrecognized Bedouin twin villages of Atir-Umm el-Hieran. The villages are slated to be demolished and the land used respectively, to expand a Jewish National Fund (JNF)-sponsored forest called "Yatir" [Atir], and to build a new Jewish town named "Hiran" [Umm el-Hieran], with a projected population of 7,000-10,000 residents on their ruins. Adalah has been representing residents before the Israeli courts against the demolition and eviction lawsuits, and on objections before land planning committees for the last decade.

VIDEO: Adalah and the NCF spoke to the settlers of "Hiran," who have been living in a barricaded camp in the nearby Yatir Forest for two years, waiting for Umm el-Hieran to be destroyed and the Bedouin to be displaced in order to establish their new town. <u>Watch a video</u> about Hiran settlers.



#### Appeal against "Yatir Forest and Park"

On behalf of residents of Atir, Adalah and Bimkom submitted an <u>appeal</u> to the National Council for Planning and Building in 3/13 against the rejection of the objection to the "Yatir Forest" Plan No. 264/03/11 in 6/12. The plan, initiated by the Jewish National Fund (JNF), seeks to demolish homes in Atir (pop: 500) and displace the Bedouin residents, and to plant trees in their place. *Update: The* 

appeal remains pending and Adalah is waiting for a hearing date to be set.

#### Appeal against demolition orders for all houses in Umm el-Hieran

The Magistrates' Court rejected Adalah's petition on behalf of the villagers to cancel the 33 demolition orders in 2011. The court ruled that because the villagers built homes without a permit and could not receive permits within the framework of the planned Jewish community of Hiran, there was a public interest to justify demolishing their homes. In 1/12, Adalah filed an appeal to the Beer Sheva District Court, which held hearings in 2013. Update: In 3/14, the District Court rejected the appeal. While the court accepted the appellants' argument that the State of Israel had moved them to the village in the 1950s, it did not find that this fact justified their "illegal" building of structures there. The court thus found that the state could decide to destroy these citizens' homes, although the state had moved them to this village. The court ordered the demolition orders frozen for nine months, so that the people could "manage their own affairs." Adalah filed a motion for permission to appeal against this decision to the SCT in 4/14.

#### Eviction lawsuits against residents of Umm el-Hieran

Adalah represents residents of Atir-Umm el-Hieran in eviction lawsuits. These cases are now following two tracks: Two cases are pending before the SCT and the remaining 19 cases are on appeal before the Beer Sheva District Court.

**The SCT:** In two lawsuits, the Beer Sheva Magistrates' Court ruled that residents had legal permission to live on the land because Abu Al-Qian tribe was displaced there decades ago by the authorities. However, the Court also held that since the state permitted the residents to live there free of charge, the state could withdraw that permission through a legal process, and it subsequently ordered the eviction. The District Court dismissed Adalah's appeal. Adalah then appealed to the Supreme Court in 4/11 and a hearing was held in 11/13. Dozens of residents of Umm el-Hieran, their supporters, activists and political leaders attended the hearing. *Update: Adalah is waiting for the SCT decision.* 

#### Renounce theft of Bedouin land, Haaretz Editorial, 12 November 2013

There parties now agree on the facts of the case. The state acknowledges that the residents were moved to the village by military order, that they have been living on the land legally, and that they are not 'trespassers on state land', as some state representatives previously claimed. However, the State justifies displacement on the grounds of development of the region. The International Human Rights Clinic at Yale Law School provided substantial comparative international legal research for the case, emphasizing that such forced displacement that prioritizes the rights of the Israeli Jewish population and discriminates against Arab citizens cannot be justified by so-called "development aims." Adalah <u>submitted</u> additional arguments to the Supreme Court in 12/13. See also, Adalah Newsletter, November 2013, "<u>Can Israel demolish an Arab village to build a Jewish one?</u>"

**The District Court:** Hearings before the Beer Sheva Magistrate Court were held on another 19 eviction lawsuits against residents in 6/13. In 10/13, the Court ordered the eviction after one year, giving the parties time to negotiate, and in 12/13, Adalah filed an appeal to the Beer Sheva District Court. In the interim, in 11/13, the Israeli government announced that it would accelerate the demolition of Umm el-Hieran in order to build a Jewish town to be called 'Hiran'..The annoucement came despite the cases pending before all levels of Israeli courts. Update: At a hearing on this appeal before the District Court in 4/14, the court decided to stay the proceedings pending the SCT decision.

## **Objection to "Intelligence City"**

In 1/13, the National Council for Planning and Building dismissed an appeal filed by Adalah, Bimkom and the Regional Council for the Unrecognized Villages (RCUV) against the government plans to build "Intelligence City". This new planned area consolidates several military bases in the south into one large military complex, and is being partially constructed on the lands of unrecognized Arab Bedouin villages.

# **State Land Allocation and Use**

## Construction Company refuses to sell apartments to Arab citizens

Adalah submitted a <u>petition</u> to the SCT in 12/13 demanding that a construction company be ordered to sell an apartment to an Arab citizen in a new neighborhood in Afula located in central Israel. The petition was filed after the company refused to sell the man an apartment, arguing that the area was not a "mixed neighborhood". Adalah also asked the court to compel the company to end discrimination based on national belonging when marketing apartments that are built on public land. *Update: Both the State of Israel and the JNF responded stating that the apartments should be open for all. The company on the other hand refuses that. Adalah is now waiting for the SCT hearing.* 

# New Yaffa housing tenders must include affordable housing



The Israel Land Authority (ILA) advertised the availability of land and permits to construct 40 apartments neighboring the impoverished Arab **Palestinian neighborhood of Ajami in Yaffa-Tel Aviv** in 6/13. Following the ad, Adalah, on behalf of the Yaffa Committee for the Defense of Land and Housing, sent a <u>letter to the ILA</u>, the Minister of Housing, and the Mayor of Tel Aviv demanded the cancellation of the housing tender arguing that it should also

require the construction of affordable housing units for the local residents who are poor and suffer from a severe housing shortage.

In 7/13, Adalah, Darna (The Popular Committee for the Protection of Land), ACRI, and BIMKOM <u>submitted a petition</u> to the SCT to change the criteria of ILA housing construction tenders in the Ajami neighborhood. The NGOs, together with the residents, seek changes that reflect the principle that profits are not the only relevant consideration. *Update: The parties have agreed to withdraw the petition, and enter into negotiations.* 

# Unfair procedures regarding the selling of residential land in Arab towns

Adalah sent a <u>letter</u> in 12/13 to the ILA demanding changes to the existing procedures regarding the sale of plots of land for residential housing in Arab towns and villages in Israel. The current sale procedures, to which Adalah objects, are in the form of auctions, whereby individuals who place the highest bid obtain the land for construction. Adalah demanded that this system be changed so that the sale of plots of land would be alloted fairly to all registered buyers. This new system would allow varied and disadvantaged segments of society to also obtain land, and not restrict the purchase of land to only the wealthiest buyers. *Update: Adalah is waiting for a response*.

# Adalah demands registration of Arab citizens' properties on JNF land in Carmiel

In 12/13, Adalah sent a letter to the ILA demanding that it immediately register the properties of two brothers, both Palestinian citizens of Israel, who bought apartments in the Carmiel region of Haifa in 2010, but have been unable to register them at the Land Registrar because the JNF owns the lands on which the apartments are built. Adalah argued that the delay in the registration of the Bakris' properties is a result of clear discrimination by the ILA towards Arab citizens in the registration process, which has been encumbered by red tape, as opposed to Jewish residents who also bought apartments in the building and were able to register their properties without delay. *Update: Following Adalah's request, the Bakris' received approval from the ILA to register their apartments in 1/14.* 

# Court refuses to cancel military service pre-condition for land in Arab Nazareth

In 1/13, the District Court <u>rejected Adalah's petition</u> filed in 11/12 on behalf of the Mayor of Nazareth to cancel the prerequisite condition of **military service** to bid on plots of land in Nazareth, the largest Arab city in Israel with 80,000 residents, very few of whom have served in the Israeli military. The court reasoned that prior SCT precedent did not consider the military service criterion to be an unlawful or discriminatory condition of public land bids or benefits, but rather an acceptable reward.

# Land Planning

#### 400 residents of Mu'waiya object to masterplan of their town

In 12/13 Adalah submitted an <u>objection</u> to the District Building and Planning Committee against the new Master Plan for the Arab village of Mu'awiya, located in the Triangle region in the center of Israel. The objection was filed on behalf of the Head of the Basmeh Regional Council and over 400 village residents. The Master Plan is the first to be submitted for Mu'awiya in over 30 years, which today is home to 3,500 Arab citizens of the state. In the objection, Adalah argued that the Master Plan submitted by the Interior Ministry contained no vision or consideration for developing the village or for fulfilling the urgent needs of the villagers, including economic development and residential requirements. *Update: hearing is scheduled for 5/14*.

#### Challenging the building of 2,300 homes for the ultra-Orthodox in Arab Wadi 'Ara

In 5/13, Adalah and the Arab Center for Alternative Planning (ACAP) submitted an <u>objection</u> to a Special Committee against the detailed plan for the proposed new city of Harish. The plan openly states that 2,300 housing units in the city are designated for ultra-Orthodox Jews only. This designation totally contradicts previous statements made by the Israeli Housing Minister that Harish would be open for all. Harish is planned at the heart of Wadi Ara, a majority-Palestinian area located in central Israel. The objection was rejected. This case followed previous actions taken by Adalah and ACAP since 2010 against the construction of this exclusively Jewish city. *Update: As a result of this lengthy process of objection, Harish is open for all applicants to purchase homes.* 

# 2. Economic and Social Rights

# **Health and Water**

# SCT petition against high prices of water in unrecognized Bedouin villages

The unrecognized Bedouin villages in the Naqab are the only communities in Israel that are not connected to the national water network. Furthermore, as part of Israel's strategy to pressure the Bedouin to leave their villages, residents also have to pay the Israeli Water Authority exorbitant fees for drinking water, which they have to transport to their villages themselves from distant public water collection points. In 07/13, Adalah <u>petitioned the SCT</u> on behalf of representatives of five unrecognized villages, with a combined population of over 12,000 residents, demanding that the court order the Water Authority to cut the significantly high water rates they must pay, as the current pricing system amounts to illegal gains for the Water Authority. *Update: SCT hearing scheduled for 11/14.* 

# SCT rejects appeal to connect unrecognized village to the state water network



In 2/13, the SCT rejected an appeal upholding a district court decision to deny access to water to the Arab Bedouin residents living in Umm al-Hieran. The Court ruled that the village's current source of water - a private citizen who lives 4 kilometers away and allows the villagers to purchase water from him at exorbitantly high prices - constitutes "sufficient access," despite а landmark 2011 ruling that the right to water is a constitutional right.

Sawsan Zaher, <u>The unequal right to water in unrecognized Bedouin villages</u>, +972 Magazeine, 1 March 2013

Mohammed Mahagna, <u>Water in the Naqab (Negev): Source of Life, Tool of Expulsion</u>, Adalah's Newsletter, February 2013

#### Israeli health care facilities lack required translators, cultural sensitivity

The Ministry of Health (MOH)'s directive requiring health care institutes to make services linguistically and culturally accessible to all cultural groups in Israeli society came into force in 2/13. The directive is part of the MOH's work to reduce health care disparities between groups in Israel. In a <u>letter to Israel's 40 major health care institutions</u> in 4/13, Adalah, the Forum for Immigrant Families, Emun Hatzibur - Public Trust, and Tabeka objected to the continued lack of accessible health care services in Arabic, Russian and Amharic, respectively. They demanded clarification from the facilities about their compliance with the new regulations and laws, including the Patients' Rights Law. From the institutions' response, it is clear that all are not fully enforcing the guidelines. *Update: Adalah is continuing to follow-up*.

# Education

### Connect Arab Bedouin schools to electricity grid

On 07/13, Adalah filed a <u>petition to the SCT</u> on behalf of parents of children attending 7 schools in newly recognized Bedouin villages in the Naqab demanding that the schools be connected to the national electricity network. These schools, as well as 10 others in the unrecognized villages, are the only schools in Israel that are not connected. These schools are powered by large generators and fuel tanks, which offer limited electricity and constant interruptions. Further, the high-polluting generators are located on the playgrounds and pose major health and safety hazards for children and teachers. These conditions violate the children's rights to education and equality. Following a SCT order that the schools be connected, Adalah responded in 3/14 that no school had yet been connected and there was no specific connection date. *Update: The state responded that three schools are currently in the process of being connected. The court ordered the state to provide an update by 6/14 concerning the status of all of the schools.* 

Aviel Magnezi, <u>Petition: Connect Bedouin schools to electrical grid</u>, Ynetnews, 1 July 2013

#### Decision to move 55 Bedouin special education students to distant school unjust

In 1/13, Adalah withdrew a <u>petition</u> filed to the Beer Sheva District Court in 11/12 demanding the cancellation of a decision, taken without consultation of the parents, to **transfer 55 Arab Bedouin special needs students** from Kassifa in the Naqab to another inappropriate school located far from their homes. At the court's request, Adalah filed individual complaints against each student's transfer.

#### Day-care assistant for autistic child

Adalah provided legal assistance to the parents of a three year-old Arab autistic child in the Triangle region in central Israel. The Welfare Ministry had initially sent the child to a day care without appropriate educational support, due to the lack of accessible centers in the area and in violation of Israel's Rehabilitation Day Care Law. Following a letter from Adalah to the Appeals Committee, the child received a special assistant in an appropriate day care facility.

# **Employment Rights**

#### Challenging military service condition for jobs, benefits to former soldiers

A main obstacle for Palestinian citizens to employment in Israel, especially in senior positions, is the military service requirement. For historical and political reasons Palestinian citizens are exempt from serving in the Israeli army. In 4/13, Adalah demanded that the Minister of Economy and Labor cancel military service as a prerequisite for working in <u>high-tech companies</u>, as he did for ultra-Orthodox Jews. Adalah also called on the Israeli Airports Authority in 4/13 to scrap the military service requirement for <u>baggage handlers job opportunities</u>.

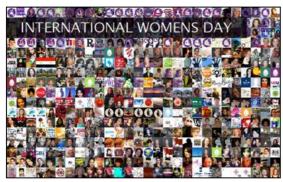
Adalah also sent two letters in 6/13 and in 10/13 urging the Ministerial Committee on Legislation to reject the proposed <u>"Contributors to the State Bill"</u> that affords additional extensive preferences in hiring for civil service jobs, in job salaries and in services such as student housing, higher education and land allocation for former soldiers. This bill also states that such preferential treatment will not be regarded as discrimination as prohibited by Israeli law. The bill passed a preliminary reading in the Israeli Knesset on 10/13.

In 12/13, Adalah sent a letter to Ben Gurion University (BGU) demanding that it cancel the condition of military service for candidates seeking admission to study physiotherapy. Update: In 2/14, BGU replied that the criterion was added by mistake.

Linda Gradstein, Arabs: preferential treatment bill 'discriminatory, Ynet, English, 17 June 2013

Jillian Kestler-D'Amours, <u>Israeli military service requirement discriminates against Arab citizens</u>, Al Monitor, 5 May 2013

#### Arab women's rights: Adequate representation in civil service employment



To mark International Women's Day (8 March), Adalah issued a legal <u>position paper</u> on Arab women in government employment in Israel. Despite the passage of laws and state commitments to increase the proportion of Arab women employees, the state has failed to meet these obligations. Arab women hold a negligible number of government positions, while Israeli Jewish women have made substantial gains in the

civil sector. This paper analyzes the ministries' various responses to Adalah's requests in 2008 and 2012 for information regarding the authority and budget allocated for employing Arab women, and offers recommendations to implement the law.

# **Benefits and Taxes**

#### Israeli government adds 20 Jewish towns to 'National Priority Areas' list

In 8/13, the Israeli Cabinet approved a <u>list of new "National Priority Areas" (NPAs</u>) that consists of 20 new Jewish towns, 9 of which are illegal settlements in the Occupied West Bank. NPAs are municipal regions designated by the government to receive tax cuts, special benefits and funds for housing, education and culture, as well as tax exemptions, special mortgage rates, and other lucrative subsidies.

In Adalah's view, the most serious aspect of this policy is that governmental ministries themselves designate the NPAs, and decide the benefits and support that they receive. Thus, these benefits are not awarded based on socio-economic need and fairness, but on purely political considerations. Adalah won a landmark SCT judgment in 2006 concerning the issues of NPAs, in which the court ruled that the government's division of the country into NPAs that are awarded special educational benefits discriminated against Arab citizens and must be annulled. Today, the data concerning exactly which Arab and Jewish towns are listed as NPA are very un clear. *Update: Adalah has sent several letters to the government and various ministries in this regard.* 

#### Demanding that the Interior Ministry provide services to all citizens

In 2/13, Adalah sent a letter to the Carmiel branch of the Ministry of the Interior demanding that it change its practice of providing services only to residents of Carmiel and Misgav, which are the Jewish municipalities in the area, while directing residents of neighboring Arab towns and villages to Akka to get services. With this decision, the Interior Ministry imposes an undue time and transport burden on Arab citizens in the area. *Update: The Carmiel branch of the Interior Ministry responded in 4/14 that in the past, they provided services for Arabs and Jews, but because of an increase in demand, they can only provide services to part of the Arab villages listed in Adalah's letter.* 

# Opposing cuts in child allowances, taxes on women who do not work outside of the home

In Israel, all families with children receive child allowances from the state. In 6/13, the SCT<u>dismissed</u>Adalah's <u>petition</u> against a 2009 amendment to the National Insurance Law, which reduces child allowances by 60% for families that have not had their children vaccinated. Adalah argued



against this law as the condition of immunization harms children from poor families, especially the Arab Bedouin living in unrecognized villages that lack health services. The petitioners were 10 Arab Bedouin women, the local committees of three villages, and Arab Bedouin women's rights NGOs. Update: *Despite the dismissal, the court found, as Adalah argued, that the state should consider the situation in Naqab and interpret the law narrowly so that it does not lead to punishing children. Further, the Health Minister, Yael German, stated that she would seek to repeal this law, as it is 'antisocial and unjust.'* 

In related cases, in 5/13, Adalah wrote to the Prime Minister and the Finance Minister <u>demanding that they reject a proposed overall cut in child allowances</u> in 2013-2014, arguing that it would disproportionally hurt Arab families; around half of Arab children live below the poverty line. While a family with four children currently receives NIS 1,938/month, after the cuts, they would only receive NIS 840/month.

Adalah also sent a letters in 7/13 opposing a government proposed "health tax" and national insurance contributions amounting to around NIS 2,000 (@US \$565) per year on women who do not work outside the home. Adalah argued that this step would deepen the poverty level, and undermine the status of women, as it would increase their dependence on their spouses. The total number of women affected is estimated at 450,000, about half of whom are Arab. Update: in 7/13, the Finance Ministry decided to make less drastic cuts in child allowances, and to cancel the proposed tax on women.

Ariel Ben Solomon, <u>NGO: Decrease in Child Allotments Will Hurt Arabs</u>, Jerusalem Post, 10 May 2013

Dan Even and Revital Hovel, <u>ISRAEL'S HEALTH MINISTER PROMISES FULL CHILD ALLOWANCES TO FAMILIES THAT</u> DON'T VACCINATE BABIES, Ha'aretz, 6 June 2013

# **3. Civil and Political Rights**



#### Criminal Trial of MK Barakeh for acts during anti-Wall, anti-War protests

Adalah has been representing Arab MK Barakeh, head of the Democratic Front for Peace and Equality (Hadash or Jabha), in a criminal case in which he was charged with four different offenses relating to anti-War and anti-Wall protests over the course of several years. During the course of the proceedings, following Adalah's preliminary motions, the court dismissed two of the four protest-related charges, finding that they fell within his parliamentary immunity. In 2013, the court held hearings on the case, in which defense witnesses gave their testimonies. *Update:* In 3/14, the court acquitted MK Barakeh of assaulting an <u>undercover officer</u>, (Mistaravim, undercover officers posing as Arab demonstrators) during a protest against the Separation Wall in the occupied West Bank Palestinian village of Bil'in in 2005. The court convicted MK Barakeh on the charge of assault on a right-wing activist during a protest against the War on Lebanon in 2006; in this instance, MK Barakeh tried to fend off the extremist activist from assaulting the peace activist and former MK Uri Avnery, age 85. *Update: In 4/14, the court sentenced MK Barakeh to pay a* NIS 650 fine. Adalah will file an appeal against the conviction.

Yonah Jeremy Bob, <u>Arab-Israeli lawmaker gets light sentence of small fines for scuffle with protester</u>, <u>Jerusalem Post</u>, 24 April 2014

Revital Hovel, Israeli-Arab MK fined for assaluting man in 2006 demonstration, Ha'aretz, 24 April 2014

**Supreme Court petition: Immunity should apply to political acts of MK Said Naffaa** In 4/13, Adalah petitioned the SCT to cancel the criminal charges against MK Said Naffaa because the alleged conduct of "illegal travel to an enemy state," "assistance in organizing travel to an enemy state," and "contact with a foreign agent", falls within the scope of his parliamentary immunity. The charges relate to a delegation of 300 Arab Druze clerics and social leaders that MK Naffaa accompanied on a pilgrimage to Druze holy places in Syria in 9/07. A private lawyer is representing MK Naffaa on the criminal case. In 7/13, Adalah withdrew the petition, at MK Said Naffaa's request. Update: In 4/14, MK Naffaa was convicted of the charges against him.

#### SCT upholds Knesset's revocation of MK Haneen Zoabi's parliamentary rights

In 2/13, the SCT dismissed a petition by Adalah and ACRI on behalf of MK Haneen Zoabi (Balad) to <u>cancel the Knesset's revocation of some of her parliamentary privileges</u> due to her participation in the Gaza Freedom Flotilla in 2010. The SCT ruled that the Knesset's decision was annulled as its mandate ended with the new election, and thus it was a "theoretical issue". This decision followed two years of hearings before an expanded panel of seven justices on the Knesset's power to sanction MKs.

#### SCT dismisses MK Tibi's petition against Knesset's refusal to hear Nakba bill

Immediately before a hearing in 2/13, the SCT dismissed a petition filed on behalf of MK Dr. Ahmad Tibi (Ra'am-Ta'al) against the Knesset Presidium's decision in 2011 to <u>disqualify his</u> <u>proposed legislative bill prohibiting Nakba denial</u>. The SCT ruled that MK Tibi could re-submit his bill to the new Knesset, although the court had already issued an order nisi, and expanded the panel to seven justices. Adalah had submitted an expert opinion by Prof. Charles Tiefer, an expert on legislation and the former Acting General Counsel of the US House of Representatives from 1984-1995 in support of its arguments on behalf of MK Tibi. See Adalah Commentary, "Deciding not to Decide." Adalah's Newsletter, Vol 101, February, 2013

#### **Local Elections**

#### Disqualification of Arab Candidate from Tel'at 'Ara Regional Council Elections

The SCT held a hearing 10/13 on a <u>petition</u> filed by Adalah on behalf of Attorney Jamal Aghbariya against the decision of the Chairman of the Central Elections Committee (CEC), Justice Saleem Joubran, to disqualify him from participating in the local elections to the Tel'at 'Ara Regional Council. Mr. Aghbariya was disqualified pursuant to elections regulations due to his conviction for participating in an illegal assembly against home demolitions in Wadi 'Ara and assaulting a police officer during this protest. Adalah argued that the offenses occurred during a heated protest demonstration, that he received a very light sentence of four months community service, and that his candidacy would not harm the moral standing of the local authority. *Update: The court rejected the petition*.

#### Local elections for Arab Bedouin in Naqab must be set

Adalah and ACRI wrote the Interior Minister demanding that <u>elections be immediately</u> <u>scheduled</u> for the two new Naqab Regional Councils (RC) "Wahat al-Sahara" and "Al-Qasoum" that were established in 2012, after the government dissolved and split the Abu Basma RC, months before the scheduled election. In 2011, the SCT ordered that elections take place in the Abu Basma RC in 12/12, following Adalah and ACRI's petition. From 2003-2012, the Interior Ministry appointed officials to head the Abu Basma RC; non-local, non-elected official also head the two new RCs. These RCs have authority for 11 recently recognized Arab Bedouin villages and towns, with over 30,000 Arab Bedouin residents, as well as 40,000 residents of unrecognized villages. As elections are postponed again, the disproportionate violations of the residents' constitutional rights to run for office, to vote, and to equality become even more obvious.

# **Freedom of Expression**

# Cancel ban on raising the Palestinian flag during protests at Haifa University

Adalah sent a <u>letter</u> to the president of Haifa University in 11/13 demanding the cancellation of its decision to ban students from raising the Palestinian flag during demonstrations held on the university campus. The university's decision of 24 November 2013 came to prohibit Arab students from raising the Palestinian flag during a demonstration at the university against the Prawer Plan.

Ariel Ben Solomon, <u>University bans Arab students from waving Palestinian flag during protests</u>, Jerusalem Post, 28 November 2013

#### Jenin, Jenin bill must be struck immediately

In 6/13, Adalah sent a letter to the Knesset's Constitution, Law and Justice Committee and the Justice Minister demanding that the "Prevention of Libel and Defamation Bill," also known as the <u>"Jenin, Jenin Law"</u> (after the film by Mohammad Bakri about the Israeli military's destruction of the Jenin refugee camp in 2002) be withdrawn immediately. The bill aims to restrict and silence criticism, political action, and lawsuits against the Israeli military and its actions in the OPT. The Ministerial Committee for Legislation approved the bill, and it passed preliminary reading on 5/13. Under the proposed law, any soldier or group of soldiers will be able to file a civil lawsuit against a film director, journalist, or any other individual for defamation regarding information about any military action conducted in the OPT. The plaintiffs will not have to demonstrate personal damage, and the AG's permission for soldiers' civil lawsuits will no longer be needed.

#### **Racist Attacks**



#### Challenging racist attacks against and racist treatment of Palestinian citizens

Adalah sent letters to the Minister of Internal Security and the Commander General of the Police in 3/13 demanding the opening of criminal investigations into two racist attacks. The first concerned <u>an attack</u> by a young Jewish women on a young Arab woman at a light rail station in West Jerusalem, while the second related to an attack by young Jewish men against an Arab worker at a fastfood restaurant in Tel Aviv.

Arab citizens also faced racist treatment by Bank HaPoalim. According to an Israel TV Channel 10 investigation, Arab citizens who attempted to transfer their accounts from a branch in an Arab town to a Jewish town because it was closer to their work location were refused, while Jewish individuals were immediately able to transfer their accounts. Adalah sent letters to the Director of Bank HaPoalim and the Public Complaints department of the Bank of Israel in 6/13 demanding that this policy cease immediately, and that clear standards and penalties be set for discriminatory treatment of customers. Bank HaPoalim replied that these actions did not represent its policy and that action would be taken against these practices.

# 4. Occupied Palestinian Territory (OPT)

# **Prisoners' and Detainees' Rights**

# SCT grants second hearing for Palestinian prisoners seeking higher education

On 2/13, Adalah, together with ACRI and Haifa University's Prisoners' Rights Clinic submitted a motion to the SCT for reconsideration of a decision and for an additional hearing by an expanded panel, of justices following its recent ruling to uphold a sweeping ban on higher education via correspondence courses for Palestinian political prisoners held in Israeli prisons and designated as "security" prisoners. Update: The extraordinary motion for reconsideration was granted and a second hearing will be held in the SCT in 6/14.

# Adalah and DCI-Palestine demand teaching curriculum for Palestinian minors held in Israeli prisons

94 Palestinian children held in Ofer Prison do not receive any organized education, and 98 children held both in Megiddo and Sharon Prisons receive inadequate and inappropriate education. Adalah and Defense for Children International-Palestine wrote to the Israel Prison Service (IPS) in 3/13 demanding that <u>education for all minors held in Israeli jails</u> be improved immediately. The IPS replied that there are various educational frameworks in the prisons but the details of these programs are unclear. *Update: Adalah sent a list of questions back, and is working with DCI-Palestine on the response.* 

# Ill Palestinian prisoners endure harsh conditions in travel to hospitals or court

In 6/13, Adalah, Physicians for Human Rights – Israel (PHR-I) and the Haifa University's Prisoners' Rights Clinic sent a <u>letter</u> to the IPS demanding immediate action to address the harsh conditions in which prisoners are transported to court or to hospital. Specifically, the NGOs called on the IPS to shorten the length of transport time to hospitals and court facilities in harsh conditions of the **"posta prison vehicles";** replace the metal seats in these vehicles and at waiting stations; provide a daily main meal and water during their transport; and allow access to toilet facilities en route to their destinations. The NGOs charged that the existing conditions amounted to ill-treatment.

# Petition to lift the ban on prisoner's mother from visiting son in Nafha Prison

In 4/13, Adalah submitted a petition to the Beer Sheva District Court on behalf of a Palestinian political prisoner against the IPS' decision to ban his mother's visits for one year. The IPS claimed that the mother refused to pass security checks, while also convincing other parents to refuse these invasive checks. Adalah argued that although she resisted severe checks, which constitute humiliation, the decision to prevent her visits for so long came only to punish her for standing up for her rights. Before the hearing, Adalah agreed to withdraw the petition, while the IPS promised not to extend the ban and to allow the mother to to visit her son immediately. In 6/13, the mother again refused to "take off her underclothes" to remove alleged "metal" objects beeping through the screening machine, and she left the prison without conducting the visit.

#### SCT rejects petition against GSS exemption of recording of interrogations

In 2/13, the SCT <u>dismissed a petition</u> demanding the cancellation of a sweeping exemption in law requiring the Israeli police and the General Security Services (GSS) to make audio and video recordings of their interrogations. According to the exemption, the security forces are not required to record the interrogation of 'security suspects' who are overwhelmingly Palestinians. The Court's dismissal cited the state's claim that it will re-examine the

exemption in 2015. This decision contradicts the recommendations of the Turkel Committee as well as the UN Committee Against Torture (2009).

Yonah Jeremy Bob, <u>Court refuses to make ISA tape interrogrations</u>, Jerusalem Post, 11 February 2013 Bikya News, <u>Israel Supreme Court throws out 'anti-torture' petition</u>, Al Bawaba, 12 February 2013

#### West Bank, including East Jerusalem

# Application of Absentees' Property Law in East Jerusalem Violates Israeli and International Law

In 9/13, a seven-justice panel of the Supreme Court held a hearing on the application of the Absentees' Property Law-1950 to Palestinian West Bank residents who own properties in occupied East Jerusalem, and the transfer of ownership of these properties to the Custodian of Absentees' Properties. Adalah appeared in the



case as amicus curiae, following a <u>submission of its expert legal opinion</u> on the case. Among other arguments, Adalah stated in its legal opinion and before the court that the application of the Absentee Property Law, which aims to control all the property of Palestinians who fled and became refugees during the Nakba of 1948, violated international humaniatrian law as it allowed Israel to confiscate and harm civilian property in occupied territory. The court asked the appellants and Adalah to brief the following question: If the court ruled that the law was unlawfully used in Jerusalem, would the decision apply retroactively or only prospectively? The court has stayed the proceedings, while the parties continue to negotiate a settlement. <u>Read the Amicus Curiae Opinion</u>

Yonah Jeremy Bob, <u>High Court looks set to throw out law used to seize East Jerusalem land</u>, Jerusalem Post, 11 September 2013

Nir Hasson, <u>Israeli court may suspend law used to take over Palestinian land in Jerusalem</u>, Ha'aretz, 11 September 2013

#### Israel court to rule on controversial property law, Ma'an News, 10 September 2013

#### Israel approves plan to build 'National Park' on Palestinian lands in East Jerusalem

The Jerusalem District Planning and Building Committee approved a new plan in 11/13 to confiscate 732 dunams of land from the Palestinian villages of Al-Tur and Al-'Issawiya to build a 'national park'. After a nine hour hearing, the <u>Committee rejected an objection to</u> this plan, which would cut off development of these villages, submitted by Adalah and the Arab Center for Alternative Planning (ACAP), in coordination with the Civic Coalition for Palestinians Rights in Jerusalem, as well as objections filed by other organizations. The Israeli press revealed that the Committee received instructions from high political actors to approve the plan as soon as possible, contrary to regular procedures. Update: On 2/14, Adalah appealed the decision to the National Council for Planning and Construction, and a hearing was held in 4/14. Update: Adalah is waiting for decision.

#### Naturalized Palestinian man regains passport

In 2013, Adalah assisted a Palestinian man from Bethlehem, who obtained Israeli citizenship in the 1990s through family unification, to successfully regain his passport from the Israeli Interior Ministry. When the man's passport expired and he attempted to renew it, the Interior Ministry refused, claiming that he did not live in Israel. Once a person has Israeli citizenship, it cannot be taken away simply because the person resides outside of the state.

### Seeking compensation for Palestinian workers' families killed in road accident

In 6/13, Adalah sent a letter to the Interior and Finance Ministries on behalf of 6 Palestinian widows demanding workers' compensation for their husbands who were killed in a road accident near Jenin, West Bank on their way home from work for an Israeli employer. The National Insurance Institute Law provides for compensation for family members in cases of injury or death to workers, including road accidents during travel to and from work. However, the law was amended in 1998 and Palestinian workers were discriminatorily removed from protection if the road accident happens in the West Bank.

# Accountability

# Turkel Commission recommendations to investigate war crimes must be implemented

In 5/13, Adalah sent a letter to the Prime Minister and others demanding the implementation of the Turkel Commission's recommendations, including the formation of an investigatory body to inquire into alleged Israeli violations of the laws of war and breaches of its international law obligations. The letter refers to Part 2 of the <u>Turkel</u> <u>Commission Report</u> issued in 2/13. "Those responsible for [violations committed during the course of] military operations must be held accountable," Adalah argued. Update: Adalah received a respone in 3/14 from Deputy Attorney General (International Law) saying that the government assembled a team to look into Part 2 of the Turkel Commission Report.

# **III. International Advocacy**

# Figures

In 2013, Adalah submitted **15 new reports/interventions** to UN, European Union (EU) and US human rights bodies; participated in **9 advocacy missions abroad**; held frequent meetings with diplomats and embassy representatives in Israel; conducted **52 study tours** in the Naqab for close to **500 visitors** (including diplomats, journalists, activists, academics, and donors); and participated in **23 international human rights** workshops, academic conferences, and meetings convened by our partners.

# Successes

Adalah's main achievement in its international advocacy work was to put the **Prawer-Begin forced displacement plan** as a top item on the agenda of the international community, as noted in the introduction to this report. These actions, conducted together with local community members as well as with partner human rights organizations, succeeded, to date, to slow down the implementation of the Prawer-Begin plan on the ground and heighten international scrutiny of ongoing home demolitions and displacement in the Naqab. As of this writing, April 2014, the legislation is temporarily frozen.

#### Forced Displacement on Both Sides of the Green Line

Adalah sought also to contextualize the Prawer-Begin plan within Israel's broader policy of **forced displacement of Palestinians on both sides of the Green line.** Situating the Prawer-Begin plan in this way has allowed Adalah and our civil society partners to challenge the fragmentation of the Palestinian community and reveal the single root causes of displacement in both distinct legal and geo-politcal realities.

A primary success of this extensive work is reflected in the numerous international human rights organisations and networks that have joined Adalah in prioritizing this issue for proactive advocacy. Networks of church-related development agencies throughout Europe – CIDSE and APRODEV - Christian Aid, Amnesty International and others began to explore and advocate against the underlying systems which allow forced displacement to occur on both sides of the Green Line. To articulate a message in the international fora about the common cause of displacement (i.e. structural privileging of one group over another) rather than merely to identify the symptoms, creates a space for policy-makers to effectively intervene



on behalf of Palestinians.

In 2013, Adalah produced and released a shortfilm *From Al-Araqib to Susiya* in which we grounded our subsequent adovcacy efforts. The film, directed by Adalah's Multi-media coordinator, Jenny Nyman, documents a journey between two Arab Bedouin villages, one in the Naqab and one in the West Bank. By telling the villagers' stories, the film captures the striking parallels between their experiences, and invites reflection on the policy of forced displacement that targets Palestinians wherever they are. In

4/13 Adalah premiered the film in Susiya in the South Hebron Hills, at an outdoor screening powered by generators and attended by members of both communities. Adalah also held a film screening and a panel, together with Badil and Rabbis for Human Rights, at the Educational Bookshop in East Jerusalem. Watch the film here; see invitation to screenings.

Adalah also produced a <u>position paper</u> to accompany the film that sets out the methods of forced displacement used by Israel, and examines the legal context in which this takes place.

*From Al-Araqib to Susiya* was also screened at the <u>Toronto Palestine Film Festival</u> and the <u>Boston Palestine Film Festival</u> before large audiences in the fall of 2013.

### **UN and EU Initiatives**

In 3/13, Adalah participated in the UN Human Rights Council (HRC) in Geneva. Together with the Internal Displacement Monitoring Centre (IDMC) and the Norwegian Refugee Council (NRC), Adalah hosted a side-event with NGO partners entitled, "The Violation of Housing, Land and Rights in Israel and the OPT: Expert Testimonies from the Field," featuring the UN Special Rapporteur (SR) on Adequate Housing. Over 70 diplomats and NGO and media representatives attended the event. Adalah also initiated the first joint NGO statement on forced displacement, urging the UN HRC to call on Israel, the international community and individual member states to uphold general principles of international law and implement all available mechanisms to achieve justice.

Nadia Ben-Youssef, previously Adalah's International Advocacy Consultant and currently Adalah's USA Representative, together with Diakonia, participated in an APRODEV/CIDSE-convened advocacy mission in 10/13 to the EU in Brussels to present the Prawer-Begin plan in the context of forced displacement on both sides of the Green Line. This mission was the first where Adalah and Diakonia worked together formally, and the aim was to begin a more comprehensive discussion on the root cause of displacement.

In 11/13, Dr. Thabet Abu Rass, Director of Adalah's Naqab Office, participated in a speaking tour on forced displacement in several cities in France organized by partner organization, the Catholic Committee Against Hunger and for Development (CCFD). The lectures were part of an international week of Palesitnian solidarity in France and included briefings with civil society actors and French politicians in Paris and Grenoble. Adalah showed its film *"From Al-Araqib to Susiya"* throughout the visit with French sub-titles.

#### **Expert Workshops**

In 6/13 Adalah's Media Director, Salah Mohsen participated in an international peer learning workshop in Ireland organized by Christian Aid Ireland, in partnership with the Centre for Peace and Development and Institute for the Study of Knowledge in Society (University of Limerick), entitled **'The Politics of Land Grabbing: Strategies of Resistance'**. There, Adalah raised the issue of forced displacement of Palestinians as a critical example of the global phenomenon of large scale land acquisitions by foreign companies, governments or private individuals, and linked Israeli displacement policies in both Israel and the OPT.

Adalah, together with BADIL Resource Center for Palestinian Residency and Refugee Rights, hosted a closed expert workshop in 7/13 in Bethlehem entitled "**Rethinking the Discourse: An expert workshop on Israel's policy of forced displacement on both sides of the Green Line.**" The workshop, supported by the United Nations Development Programme (UNDP), drew on the expertise and experience of 30 representatives of local and international civil society organizations, lawyers, academics, and advocates working in Israel and the OPT. The workshop included a keynote opening address by Prof. Ilan Pappe, and field visits to sites of forced displacement in East Jerusalem, the Naqab (Negev), and Area C. It aimed to provide a forum for experts to think strategically about how to halt Israel's forced displacement of Palestinian communities.

# I. Advocacy Initiatives

Adalah's international advocacy focused on three broad themes: (1) equal rights for the Arab minority in Israel; (2) prisoners' and detainees' rights; and (3) accountability. In August 2013, Adalah also began actively exploring US advocacy opportunities with the intention of establishing the organization's permanent and strategic presence in the US in 2014.

# **1. Equal Rights for the Arab Minority in Israel**

### Study Tours in the Naqab



Adalah led 52 study tours for close to 500 visitors in the Naqab. The tours brought guests to unrecognized Arab Bedouin villages and governmentplanned towns, as well as introduced visitors to local community leaders and their most pressuring concerns. Prawer "at-risk" priority villages were

highlighted and Adalah's legal casework. Participants in study tours included foreign diplomats, donors, representatives of international human rights organizations and development agencies, inter-faith groups, students, academics, and journalists.

# UN Children's Rights Committee critical of Israel's treatment of Arab children



The UN Committee on the Rights of the Child (CRC) released its <u>Concluding</u> <u>Observations on Israel</u>, following its latest review in 6/13. The Committee raised serious concerns about Israel's violations of the health and education rights of Bedouin children, as well as the substantially lower state budget and resources allocated to Arab children, several topics that relate directly to Adalah's contributions.

Adalah submitted an <u>NGO report</u> to the Committee in 2012, filed a response to <u>Israel's</u> replies to the <u>Committee's List of Issues</u> in 2013, and Adalah Attorney Sawsan Zaher attended the hearings in Geneva.

# Advocacy/Report to the UN Universal Periodic Review (UPR) on Israel

In 10/13, Israel appeared for its second <u>UPR in Geneva</u>, after being the first state to refuse to participate in its previously scheduled UPR session in 1/13. Adalah joined an NGO statement regarding Israel's obstruction of UN human rights mechanisms and its consequences in 1/13. The government only released its mandatory <u>national report</u>, one day before the review in 10/13. Previously in 11/12, Adalah submitted its <u>first report</u> to the Human Rights Council and suggested questions for the UPR, and <u>an updated report in 9/13 regarding Israel's lack</u> <u>of compliance with international human rights law</u> as related to the rights of Palestinian citizens of Israel. Moreover, Israel's newly released national report also contains critical omissions and misinformation regarding the key human rights concerns of this community.

Israel boycotts UN rights council in unprecedented move, BBC, 29 January 2013

# Human rights organizations' advocacy mission to the Netherlands

In 1/13, Dr. Thabet Abu Rass, participated in an Euro-Medterrarean Human Rights Network (EMHRN) advocacy mission to the Netherlands, together with representatives of PCATI, Al Mezan, and Al Haq. The delegation met with the Dutch Foreign Minister and other officials working on human rights and the Middle East, parliamentarians, and journalists. 135 people attended a civil society meeting held at the Institute for Social Studies. The themes of the mission were discriminatory laws and other anti-democratic trends; the forced displacement of Palestinians; and the lack of accountability for torture and other IHL violations.

# Diplomats tour to the depopulated village of Iqrit

To mark the 65th Nakba Day in 5/13, Adalah hosted a study tour, together with the lgrit Community Association, for ambassadors, diplomats, and foreign journalists to the uprooted Palestinian village of Igrit located in northern Israel. The delegation was welcomed by families who were expelled from Igrit in 1948 (internally displaced persons who became citizens of Israel), and who are forbidden from



returning to live in their ancestral village. In the summer of 2012, some young Palestinian citizens of Israel returned and took up residence in Iqrit, in an attempt to reclaim and rebuild their historic village, but they are facing constant threat of eviction. The tour highlighted the efforts of the young people whose rights to movement, home, expression and history are restricted on the basis of their ethnic and national belonging.

Harriet Sherwood, "<u>Return to Igrit: how one Palestinian village is being reborn</u>," The Guardian, 15 May 2013

# EU European Neighborhood Policy (ENP) Progress Reports

In 10/13, Adalah submitted a <u>briefing paper</u> to the EU in advance of its European Neighborhood Policy (ENP) progress report on Israel. The paper highlights key concerns regarding the human rights of Palestinian citizens of Israel and Palestinian residents living under occupation in the OPT. The paper discussed the following key issues: 1) Forced displacement on both sides of the Green Line; 2) The Prawer-Begin Plan; 3) Implementation of the Absentees' Property Law in East Jerusalem; 4) New discriminatory and anti-democratic legislation; 5) Arab children's rights in Israel; 6) Discrimination in budgets and employment; 7) Racist incitement against Palestinians; and 8) The continued ban on family unification between Palestinians. Adalah had follow-up meetings with the EU delegation to the State of Israel concerning these issues.

*Update: The EU published its ENP progress report for 2013 in 3/14. The report is available here. In particular the ENP report noted concerns about the Prawer Plan.* 

# 2. Prisoners' and Detainees' Rights

#### EP resolution for a fact-finding mission to Israeli prisons

In 2/13, Adalah, PCATI and PHR-I issued a joint statement calling on Israel to open an independent and impartial investigation into the suspicious death following the General Security Services' (GSS) interrogation of Palestinian detainee Arafat Jaradat (30 years-old) in

the Meggido Prison according to the "Investigation into Circumstances of Death Law". The NGOs urged the international community to call on the Israeli government to respect the Palestinian prisoners' rights to life and health.

This statement joined a <u>further statement</u> issued in 3/13 and by signed by 14 Palestinian and Israeli human rights organizations, including Adalah, condemning the lack of accountability for torture of Palestinian detainees. These statements, together with the dissemination of information on the hunger strikers to EU officials, diplomats and parliamentarians, resulted in a <u>European Parliament resolution</u>, including a recommendation for a fact-finding mission to Israeli prisons.

#### Joint briefing paper on EU ENP on torture/prisoners



Israeli perpetrators of human rights violations against Palestinian prisoners and detainees in custody continue to enjoy impunity due to a lack of domestic legislation prohibiting torture and proper mechanisms of complaints, documentation, investigation and prosecution. To highlight these issues, Adalah together

with Al Mezan, PHR-I and PCATI also wrote a joint briefing paper on prisoners and detainees' rights and torture/ill-treatment in 11/13 to the EU in advance of its European Neighborhoods Policy (ENP) progress report on Israel.

Update: The EU published its ENP progress report for 2013 in 3/14. The report is available <u>here</u>. In particular the ENP report noted concerns about the lack of investigation into complaints of torture, and Israel's continued use of administrative detention.

#### New report to the UN on Palestinian prisoners held in Israeli prisons

Adalah submitted a new report on the latest developments on Palestinian prisoners' rights to the UN Special Committee to investigate Israeli practices affecting the human rights of the Palestinian people during their fact-finding mission in Amman in 6/13. Following the mission, the <u>Committee expressed serious concern</u> about the prisoners, especially those on hunger strike to protest arbitrary detention, denial of family visits, solitary confinement, and the lack of access to education and negligent medical treatment; and the abusive detention and interrogation of Palestinian children.

#### International Day in Support of Victims of Torture – End Torture and Impunity

In 6/13, on the occasion of UN International Day in Support of Victims of Torture, Adalah together with PCATI and PHR-I issued a joint statement calling on Israel to use the 25th anniversary of the UN Convention Against Torture (CAT) to fully renounce torture and ill treatment, and to commit to ending impunity that has allowed torture to continue as a practice in Israel. The statement provided a list of recommendations to the Justice Ministry. The partners widely distributed the statement to international decision-makers.

# 3. Accountability

#### Accountability project

In 2012 and 2013, the EMHRN Working Group on Palestine/Israel and the Palestinians (PIP WG), in which Adalah is an active member, began an initiative on accountability. The aim of this project is to examine major accountability initiatives of the WG and its members, the EU's response to these initiatives, and the EU's policies on accountability in other regions in order to set forth an accountability advocacy



strategy. Adalah participated as a Steering Committee member of this project. In mid-2013, the EMHRN published its advocacy strategy document based on extensive research and documentation. Following the publication of the report, Adalah's Chair of the Board of Directors, Dr. Hala Khoury-Bisharat, and Adalah's International Advocacy Director, Rina Rosenberg, participated in accountability workshops for experts and NGOs convened by the EMHRN PIP WG in Brussels in 6/13 and in Rome in 10/13. Adalah's representatives gave talks at these workshops on our cases concerning the lack of criminal investigations and civil compensation for Palestinian victims of Israeli human rights violations in the OPT, and thus the lack of available domestic remedies.

# HR organizations' advocacy mission to the EU on accountability

Dr. Hala Khoury-Bisharat participated in an EMHRN-organized delegation of Israeli and Palestinian human rights NGOs to the EU in Brussels in 6/13 to express grave concern about the lack of accountability in Israel for torture and other IHL and IHRL violations; the lack of access to Israeli courts for Palestinian victims; and settler violence. One of the main messages of NGOs in Israel was to urge the EU to call on Israel to implement the Turkel Committee's recommendations, and to lift the restrictions on access for Palestinians to the Israeli courts. See joint statement on Turkel.

# 4. US Advocacy

# Advocacy mission: US State Department's human rights report on Israel/OPT

In 6/13, Dr. Thabet Abu Rass participated in a delegation of Palestinian and Israeli human rights NGO leaders to the US around the US State Department's Country Report on Human Rights in Israel and the OPT, convened by Project Engage. In addition to meetings at the State Department, the partners also spoke at a public event hosted by the Open Society Institute raising principle human rights concerns of Palestinians in Israel and the OPT. Adalah prepared and distributed a short report in response to US State Department Human Rights Country Report on Israel and the Occupied Territories for 2013.

# Adalah's first USA Representative

In 8/13, Adalah's International Advocacy Consultant, Nadia Ben-Youssef, began her role as Adalah's first USA Representative. She began actively exploring US advocacy, institutional partnerships and fundraising opportunities in order to help Adalah to establish a permanent and strategic presence in the US in 2014. As of yet, no Palestinian human rights organization

based in Israel or the OPT has an office in the US to target the American public or decisionmakers, leaving a critical gap in the American discourse.

One her main tasks involved a comprehensive mapping of the US landscape, liasing with community leaders, human rights organizations and other civil society actors, academic institutions, media, donors and decision-makers, meeting with leaders to discuss opportunities, challenges and potential joint-efforts to inform American understanding and policy towards Israel.

Adalah partnered with the Harvard Law School International Human Rights Clinic, and throughout the fall semester students researched the major lines of the US discourse on Israel/OPT and potential effective messages and methods of the US civil rights movement to better inform our future work in the US. Together with the Center for Palestine Studies (CPS) at Columbia University, Adalah also began a new project on "The Nakba and the Law," which is the first research project on the contemporary legal manifestations of the Nakba, with an emphasis on its continuing impact on the rights and status of Palestinian citizens of Israel. *The inaugural workshop was held at Columbia University in 2/14.* 

# II. Conferences and Networking

2-4 February – South Africa Litigation Center (SALC) workshop (US): Adalah Attorney Sawsan Zaher attended the workshop on "Realizing Social, Economic, and Cultural Rights through Litigation and presented on Adalah's ESCR cases.

2 March – Yale Environmental Law Conference, New Haven, US. Adalah's General Director, Attorney Hassan Jabareen, gave a lecture on "Indigenity".

7-9 March - **European University Institute (EUI) (Florence):** Hassan Jabareen was a discussant for papers on peace agreements in a workshop on "Transitions to New Political Order in Divided Societies: Comparative Lessons for Israel/Palestine" in Italy.

12 March –**Istituto Affari Internazionali (Rome):** Hassan Jabareen spoke on "20 Years of Oslo – The Impact of the Peace Process on the Arab Minority in Israel". Hassan subsequently published a paper on this subject in the <u>Journal of Palestine Studies (JPS)</u>, Volume 43 (1), Autumn 2013.

28-29 March - **Duke University (Raleigh Durham)**: Hassan Jabareen gave a presentation on the "paradox of legality" in the Duke University Franklin Humanities Institute, workshop on "Occupations", North Carolina, USA.

15-18 April – European Instrument for Democracy and Human Rights NGO Forum (Brussels): Nadia Ben-Youssef attended the annual <u>NGO Forum</u>, which brings together global civil society partners of the EIDHR funding instrument and provides opportunities to discuss upcoming EU strategic funding priorities.

17-19 April and 12-13 November – **EMHRN PIP Working Group meetings (Warsaw)** and **(Rome)** - Rina Rosenberg is the facilitator of the EMHRN PIP WG and participated in these meetings that set thematic priorities and advocacy targets for the work of the group. She also participated in the PIP WG European NGO Advocacy Workshop in Rome in 11/13.

23-24 April – **NGO meeting (Malaga):** Adalah Attorney Fatmeh El-Ajou participated in the NGO meeting regarding compensation for Palestinian victims of death, injury, or destruction of property by the Israeli military in the OPT.

24-27 April – EMHRN Women's Rights and Gender Working Group meeting (Amman): Attorney Sawsan Zaher participated in the meeting as Adalah's representative to the working group. She worked extensively throughout the year on a Palestinian women's rights report in the context of EU-Israel and EU-PA relations. *Update: The report was published in* 

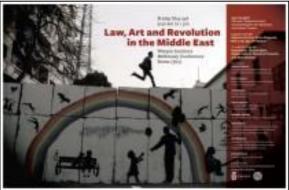
3/14 and Adalah, together with partners, launched the report at the EU Delegation to the State of Israel in Tel Aviv. The report is available <u>here</u>.

26 April – Yale Law School (New Haven): During the spring and summer, Rina Rosenberg was in residence at Yale Law School as a Fellow at the Schell Center for Human Rights. She gave a presentation for faculty and students on, "Starting an NGO: Lessons from the Field".

10 April, **The Fletcher School, Tufts University (Boston)**: Hassan Jabareen gave a lecture entitled, "Constitutional Lawyering in a Conflicted Society: Palestinian Citizens in Israel Before the Israeli Supreme Court".

2-4 May, **Brown University (Rhode Island):** Hassan Jabareen and Rina Rosenberg gave presentations and participated in a conference on <u>"Law, Art and Revolution in the Middle East"</u>.

11 May - Center for Palestine Studies (CPS), Columbia University (New York): Hassan Jabareen and Rina Rosenberg spoke about Adalah's work and developments regarding Palestinian



citizens' rights at a meeting of CPS faculty and students, hosted by Prof. Rashid Khalidi.

23-27 May – The <u>38<sup>th</sup> FIDH Congress</u> (Istanbul): Adalah's board member, Advocate Hussein Abu Hussein participated in FIDH's General Assembly meeting on the theme: "Human Rights and Democratic Transitions: Experiences and Challenges".

5-9 June – Yale Law School conference (Cartagena): Rina Rosenburg participated in a public interest lawyer group on: "Transnational Resources, Transnational Choices in Public Interest Litigation", and "Human Rights, Theoretical Possibilities and Practical Challenges" as part of a Yale conference in Columbia, South America with lawyers throughout the region.

14-20 September - Christian Aid (CA) Regional Partners Meeting (London) - Nadia Ben-Youssef participated in a regional partners meeting and strategic planning roundtable regarding CA's viability strategy.

October – The national J- Street conference, Telos Group National Conference and Telos's women's right conference (Washington, DC): Nadia Ben-Youssef attended the three conferences, which are key national gatherings on Israel/Palestine.

October – **Woodrow Wilson Center (Washington, DC):** Sawsan Zaher spoke about "litigating dignity" at a conference on gender and constitution

October – **Columbia Law School (New York):** Nadia Ben-Youssef gave a lecture on "Invisible Palestinians: Rights and Identity of Palestinian citizens of Israel" at the HR Institute.

20-23 November– **Independent Jewish Voices of Canada (Toronto):** Nadia Ben-Youssef gave a lecture and participated in a panel discussion on land rights entitled "Land Rights: From Turtle Island to Palestine." The panel linked the struggles against displacement by the First Nations community in Canada and the Bedouin community in the Naqab.

November – **Tufts University (Boston):** Sawsan Zaher lectured on discrimination in water access in unrecognised Arab Bedouin villages.

# **IV. Legal Education**

# **Figures**

During this reporting period, Adalah conducted the following Legal Education activities:

**Training for lawyers and law students:** 8 legal apprentices, law students, and LLM law fellows trained in Adalah's offices; one course for 20 lawyers in the Naqab about home demolitions; one course for 30 lawyers in Umm el-Fahem about representing detainees and interrogation procedures; and one 3-day annual Arab law students' conference with 60 student participants.

**Human rights training for the community:** 4 human rights trainings for 46 members of the Arab Bedouin community with the Negev Co-existence Forum (NCF) in the unrecognized villages in the Naqab.

**International Workshops & Events**: One international experts' workshop on the forced displacement of Palestinians on both sides of the Green Line; two public screenings of Adalah's film "From Al Araqib to Susiya"; a photo exhibition entitled "Families Interrupted" on the ban on Palestinian family unification, which was shown at public events in Haifa and Jerusalem, and an exhibition book.

**Publications:** Discriminatory Laws Database; Adalah's first 15 years report (see Institutional Development section of this report); 11 volumes of Adalah's electronic newsletter (with 16,000 subscribers) including articles and commentaries; 8 position papers; 2 litigation dockets; newspaper of Adalah's work in the Naqab (Arabic).

**Media:** 93 press releases; 10 cases widely covered in the media; op-eds and interviews; trilingual website with 10,000 visitors per month; 2 Facebook pages (Arabic and Hebrew; and English) with about 12,000 followers; two videos; and photo-galleries.

# Successes

#### **Online Discriminatory Laws Database launched**

# New:Discriminatory Laws Database

over 50 laws enacted since 1948 that discriminate against Palestinians.

In 3/13, on the occasion of the swearing in of the new Israeli government and the 19<sup>th</sup> Knesset and the International Day for the Elimination of Racial Discrimination, Adalah launched its new electronic "<u>Discriminatory</u> <u>Laws Database</u>" in Arabic, Hebrew and English. The database is an online resource that contains more

Title	Theme	Enacted
Civil Wrongs Law - Amendment No. 8 (Liability of the State)	1967 Occupied Territories	2012
Criminal Procedure Law - Interrogating Suspects - Amendment No. 6	Criminal Law and Procedures	2012
Income Tax Ordinance - Amendment No. 191	1967 Occupied Territories	2012
Israeli Prisons Ordinance Amendment No. 43 - Prisoner-Attorney Meet	Criminal Law and Procedures	2012
Israeli Prisons Ordinance - Amendment No. 40 (Meetings with Lawyers)	Criminal Law and Procedures	2011
"Anti-Boycott Law" - Prevention of Damage to the State of Israel th	Civil and Political Rights	2011
Foreign Property Ownership - Israel Lands Law (Amendment No. 3)	Land and Planning Rights	2011
"Admissions Committees Law" - Cooperative Societies Ordinance - Ame	Land and Planning Rights	2011
Citizenship Law - Amendment No. 10	Citizenship	2011
"Nakba Law" - Amendment No. 40 to the Budgets Foundations		2011

than 50 Israeli laws enacted since 1948 that discriminate against Palestinian citizens of Israel. It also includes information on key pending bills.

In 6/13, Adalah also published a list of <u>29 new discriminatory bills</u> proposed in the first session of the new 19<sup>th</sup> Knesset. See <u>Adalah's Special Mailer, with a video</u> of General

Director Attorney Hassan Jabareen discussing the wave of discriminatory legislation passed during the Netanyahu-Lieberman government from 2009-2012. <u>Adalah also issued an updated report listing the most dangerous Discriminatory Bills in the 19th Israeli Knesset in 10/13.</u> Topics included: The Prawer-Begin Plan Bill (Bill for the Regulation of the Settlement of the Bedouin in the Negev); Contributors to the State Bill (military service benefits); Bill to amend the Defamation Prohibition Law; Basic Law: Israel, Nation State of the Jewish People Bill; Counter-Terrorism Bill; Bill to amend the Civil Wrongs Law.

Praise for the Discriminatory Laws Database:

"I wanted to congratulate you for launching the database on the discriminatory laws. This will be a great asset to researchers like myself doing legal-political research on Israel." - Professor, USA

"The Discriminatory Laws Database fills a real need. Thank you very much for it!" - PhD candidate, UK

# 1. Training for Lawyers and Law Students

Lawyers training on home demolitions



In 6/13, Adalah held a two-session <u>training course</u> for 20 Arab lawyers in the Naqab to legally challenge home demolitions and other issues related to land and planning. The training aimed to equip practicing lawyers with further legal knowledge and strategies to confront judicial and administrative home demolition orders before Israeli courts.

# Lawyers' Training Course on Representing Detainees & Interrogation Procedures



In 9/13 and 10/13, Adalah held a 10-session training course for 30 lawyers on Representing Detainees and Detention Procedures in Umm al-Fahem. It included lectures delivered by lawyers, legal academics, and human rights practitioners on various topics including: the rights of suspects during search and interrogation and the admissibility of evidence; ban on meeting with lawyers and legal representation of security detainees; representation of minors in the detention

process; use of torture and unlawful interrogation methods: legal and medical aspects; representation of detained protesters in Israeli courts and military courts; defending the rights of detainees and prisoners classified as security prisoners; representing administrative detainees and prisoners on hunger strike; defending the right to protest.

#### Legal apprentices, law students and LLM fellows

Eight Arab legal apprentices (stagaires), law students and LLM fellows trained in Adalah in 2013, four women and four men: Fatima Abu Assba, Soheir Asaad, Weaam Baloum, Mohammad Bassam, Attorney Jalal Dakwar (LLM fellow, Open Society Institute), Myssana Morany, Attorney Nadeem Shehadeh (LLM fellow, New Israel Fund), and Maria Zahran. They gained valuable professional experience by working alongside Adalah's attorneys on the full range of their legal cases. Attorney Nadeem Shehadeh has joined the staff of



Adalah, working in the civil and political rights department.

## 8<sup>th</sup> Annual Arab Law Students' Conference



On 19-21 September 2013, Adalah held its 8th annual Arab law students' camp for 60 student participants who study at law schools throughout Israel. The title of this year's event was "Arab Citizens and Discriminatory Laws," aiming to inform Arab law students about legal issues relevant to them that are not generally addressed in their law school courses, and to raise their awareness about human rights in Israel and in the OPT.

The conference began with a field trip to the Naqab, where the students visited a number of unrecognized and recently-recognized Arab Bedouin villages, and learned about Prawer Plan. It also included panel discussions on the discriminatory legislation and the status of Palestinians in Israel, and perspectives on the struggle to end discrimination and racism against the minority. The panel discussions also focused on the participants' roles as law students and future lawyers in their society's struggle against discrimination and racism.

Another highlight of the conference was a human rights bazaar, at which civil society organizations presented their goals, work, and publications, and spoke to the students about volunteer and career opportunities. The students also took part in workshops, in which they discussed the effects of discriminatory laws on the lives of Arab citizens, laws which span the fields of land and planning, discrimination in socio-economic rights, and the 'Jewish nature' of the state and its impact on the identity and status of Arab citizens. See full <u>conference program and photos</u>.

# 2. Human Rights Training for Community Members



In 2013, Adalah and the Negev Coexistence Forum for Civil Equality (NCF) organized four human rights trainings in four unrecognized Bedouin villages that were identified as being at high-risk of demolition by state authorities. The trainings aimed to strengthen the participants' ability to document and advocate against human rights violations, and to know their rights as demonstrators. The workshops brought together a total of 46 participants: 23 men and 23 women. The first workshop was held in Wadi el-Na'am, followed by workshops in Al-Zarnouq, Khashem Zaneh and Alsira. See press release. Examples of feedback from participants follow:

- Hoda Anu Obayed, 24, from Lakiya: "It was an amazing workshop. I am happy I could come. Now, I am more powerful and I feel stronger. It's essential information for activists. I know more about my rights, what I am allowed to do and what I cannot do. I can work much more effectively and directly contribute to my community."
- Mufeed Swelem, 23, from Segev Shalom: "I am glad and proud to have attended this workshop. I was arrested during the July events. Now I know my rights and I feel more confident. Next time, I will inquire as to why I am being arrested and whether or not the arrest is illegal. I will be more careful. Many thanks to Adalah and the NCF for all of this information!"

# 3. International Experts' Workshop & Public Events

#### International expert workshop on forced displacement in Israel and the OPT



Keynote address Prof. Ilan Pappe in Bethlehem, 7/13

# From 2-4 July 2013, Adalah and BADIL hosted an expert workshop on Israel's policy of forced displacement on both sides of the Green Line. The workshop drew on the experience of 30 representatives of NGOs, lawyers, academics, and advocates working in Israel/OPT. Prof. Ilan Pappe gave the keynote address, attended by 130 people. The workshop also included field visits to sites of forced displacement in East Jerusalem, the Nagab, and Area C, and a forum for practitioners to think strategically about how to halt these policies. This

workshop follows-up on a roundtable held with Ben Gurion University in 2012.

#### Public film screenings of "From Al-Araqib to Susiya"



Adalah organized <u>two public film</u> <u>screenings</u> of its film "From Al-Araqib to Susiya". In 4/13, the village of Susiya in the West Bank hosted residents of Al-Araqib for an outdoor screening. In 5/13, another screening was held at the Educational Bookshop in Jerusalem, followed by a panel discussion with speakers from Adalah, BADIL, and

Rabbis for Human Rights. <u>Watch the film</u>.

Exhibition and Event: Citizenship Law/Ban on Family Unification

**Photo Exhibition:** Adalah's Multimedia coordinator and photographer Jenny Nyman photographed and produced a 22-photo exhibit and book entitled "Families Interrupted", which tells the stories of 11 families severely affected by the Israeli Citizenship Law banning family unification. Through a series of anonymous portraits, this exhibition captures the reality of the thousands of Palestinian families who are forced to live in the shadows.



See the new "Families Interrupted" exhibition website: here.

Public Event: Together with the Kayan Feminist Organization and Isha l'Isha, Adalah hosted



a public event around the opening of the photography exhibit. The event, which took place at Al-Midan Theater in Haifa included a theatrical performance by *The Freedom Theatre*, as well as a short film screening of the film entitled, "Families Interrupted", directed by 'Ayed Fadil and Jiryis Kardoush and produced by Adalah. A panel discussion included Adalah's Sawsan Zaher who presented the new legal developments of the Citizenship Law, Kayan's Shirin Batshon who focused on the impact of the law on

Palestinian women, and "Hisham" who offered a personal testimony. Over 170 people attended the event. See the <u>Invitation</u>. See photos of <u>Haifa's Photo Exhibition</u>.

In 10/13, dozens of visitors attended the opening of the photography exhibition in Jerusalem. Following the opening event, the exhibition remained at Dar Issaf Nashashibi until October 29. After that it was divided and displayed at 'Al-Marsa center' in Sheikh Jarrah in East Jerusalem and at 'Marakiya' in West Jerusalem until November 28. See the invitation. See photos of Jerusalem's Photo Exhibition.

# 5. Publications

# Adalah's Newsletter



Adalah substantially re-designed and reconceptualized its tri-lingual electronic newsletter during this reporting period. The new concept of the newsletter is more content driven (e.g., 2-3 themes with multi-media items) in order to make it more reader friendly. In many cases, the new newsletter attracted the attention of subscribers, and had demonstrably high open and click-rates.

Adalah published 11 monthly volumes of its newsletter in Arabic, Hebrew and English to 16,000 subscribers:

- Jan 2013: <u>Newsletter 100: Last acts of the Netanyahu government</u>
- Feb 2013: Jaradat tortured, Nagab pioneers, Supreme Court fails to decide
- Mar 2013: Why the right-wing worries about Bedouin children's health?
- Apr 2013: What do baggage handlers and high-tech workers have in common?
- May 2013: More money to demolish Bedouin homes, less for poor children
- Jun 2013: <u>New Knesset, new wave of discriminatory laws</u>
- Jul 2013: <u>Prawer-Begin: The Protests, the Plan and the Alternative Vision</u>
- Sep 2013: The Abu Basma Villages Ten Years After Recognition
- Oct 2013: More Discriminatory Laws On The Knesset's Table
- Nov 2013: Can Israel Demolish Umm El-Hieran...In Order To Build Hiran?
- Dec 2013: <u>Stand With Adalah, Stand For Justice!</u>

In addition to updates about Adalah's work, special features and analyses included:

- Video: Q&A with Attorney Suhad Bishara on the <u>Anata/Al-Issawiya landfill and the</u> <u>Jerusalem Master Plan</u>, 1/13
- Commentary: <u>Observations on the Israeli elections to the 19<sup>th</sup> Knesset</u> by Media Director Salah Mohsen, 1/13
- Article: Adalah's encounter with the <u>Jewish settlers of "Hiran"</u> by Nadia Ben-Youssef, published in +972 Magazine, 2/13
- Commentary: <u>Water in the Naqab as a tool of expulsion</u> by Field Researcher Mohammad Mahajna, 2/13
- Commentary: The Supreme Court's new policy of "<u>Deciding Not to Decide</u>", 2/13
- Video: co-production of Adalah and the Negev Coexistence Forum about <u>Umm al-</u> <u>Hieran Unrecognized Village v. Hiran Settlement, 2/13</u>
- Video: Q&A with General Director Hassan Jabareen on the <u>wave of discriminatory</u> <u>legislation</u> passed under the 2009-2012 Israeli government, 3/13
- Commentary: <u>What is behind the Non-Recognition of the Bedouin villages?</u> by Yariv Mohar (Rabbis for Human Rights), 5/13
- Case review: <u>Israel's "emergency legalities" and their discrimination against</u> <u>Palestinian citizens</u> by John Reynolds, 5/13
- Commentary: <u>"Turkel Report's Standards for Investigating War Crimes and Other</u> Breaches of International Law," by Karen L. Corrie (OS Justice Initiative), 5/13
- Case review: Analysis of the <u>Supreme Court's 2012 GSS Investigation Decision and</u> <u>the Turkel Report</u> by Sharon Weill and Irit Ballas, 6/13

- Article: <u>The Criminal Procedure Law and the Absent 'Security Suspect'</u> by Adalah Attorney Rima Ayoub, 6/13
- Infographic: <u>Recognition of Beduin villages in the Naqab, 9/13</u>
- <u>Report: updated list of the most dangerous Discriminatory Bills in the 19th Israeli</u> <u>Knesset, 10/13</u>

Many articles were re-printed in *Jadaliyya* and <u>+972 Magazine</u>.

# Fact Sheets/Briefing Papers/Position Papers/Translated Legal Documents

# Citizenship and residency rights, including freedom of expression

- Translation (excerpts) of the <u>State's response</u> to Supreme Court petitions against the Anti-Boycott Law, HCJ 11/5239, HCJ 11/5392, HCJ 5549/11.
- Translation (excerpts) of <u>Adalah's SCT petition</u> against the Anti-Boycott Law.

# **Forced displacement**

- Joint NGO statement: "<u>The UN Human Rights Council Must Protect Palestinians from</u> <u>Forced Displacement on Both Sides of the Green Line</u>", 3/13.
- Translation of <u>Adalah's Amicus Curaie opinion</u> in the Absentee Property in Jerusalem case, HCJ 2250/06.
- Position paper on Israel's <u>single policy of forced displacement on both sides of the</u> <u>Green Line</u>, using the villages of Al-Araqib and Susiya as case studies.
- Joint position paper with the Negev Coexistence Forum on the <u>Prawer-Begin Bill and</u> <u>the forced displacement of the Bedouin</u>.
- Briefing Paper: <u>"How have the residents of the 13 'Abu Basma' villages benefitted</u> from ten years of recognition?"

# Prisoners and detainees' rights

- "Statistics on Detainees and Prisoners in Israeli prisons", based on new data, 4/13.
- Fatmeh El-'Ajou, Adalah, "<u>Lasting Injustice</u>: Discrimination against Palestinian political prisoners in the commutation of sentences and early release", 4/13.
- Translation of the <u>Supreme Court's decision</u> in the audio-video recording of interrogations of 'security' suspects' case, HCJ 9416/10.
- Joint statement with PHR-I and PCATI: <u>Open investigation into suspicious</u> <u>circumstances of death of Jaradat following GSS interrogation</u>.
- Joint statement, PHR-I and PCATI: International Day in Support of Victims of Torture.

# Gaza/accountability including Turkel

- "<u>The Truth about Gaza</u>: The Occupation, the Siege, and the Context for War", 11/12.
- Fatmeh El-'Ajou, Adalah, "<u>Obstacles for Palestinians in Seeking Civil Remedies for</u> <u>Damages before Israeli Courts</u>", 5/13.
- <u>Preliminary analysis</u> of the Turkel Committee's Second Report, with NGO partners Physicians for Human Rights-Israel and PCATI, 2/13.
- Translation of Adalah's <u>summary of the Recommendations</u> made by the Turkel Committee's Second Report.
- Fatmeh El-'Ajou, Adalah, "<u>Briefing Paper on The Turkel Report Part II</u>", 5/13.
- Karen Corrie, OSI, "<u>Turkel Report's Standards for Investigating War Crimes and Other</u> <u>Breaches of International Law</u>", 5/13.
- Sharon Weill and Irit Ballas, "<u>The Investigation Mechanism of Torture Claims in Israel</u>: An Analysis of the 2012 GSS Investigation Decision and the Turkel Report", 6/13.

#### Women's Rights

Position paper on the low representation of Arab women in government employment

#### Adalah in the Naqab (Arabic)



In 4/13, Adalah <u>published an Arabic newspaper</u> entitled "Adalah in the Naqab". The newspaper, which was distributed in Arab communities across the Naqab, presented an overview of Adalah's 2012 work, including summaries of its legal interventions, media and international advocacy to defend the rights of Arab Bedouin citizens. The newspaper was created to raise awareness of Adalah's work in the community and to provide analyses of critical issues and cases that Arab citizens face in the Naqab.

#### Litigation Docket and Adalah in Photos

Adalah issued litigation dockets, which provide a list of all pending cases before the Israeli courts and land planning committees, as well as recent court decisions in 2/13 and 9/13.

For an overview of Adalah's work during this reporting period, see also:

Adalah in Photos, January-December 2013

# 5. Media and Social Media Outreach

#### Website

Adalah worked extensively on its websites to improve navigation by re-organizing older materials, updating posting policies, and performing technical improvements. The increased website usability is apparent in Adalah's rising analytics. In January 2013, Adalah's website had 5,000 visitors; by comparison, in March 2013 when Adalah launched the Discriminatory Laws Database, the websites received 10,000 visitors. Adalah is now consistently receiving around 10,000 visitors per month and expects that number to increase as site usability and search engine optimization improvements go into effect. Altogether, <u>Adalah's website</u> received 92,000 unique visitors, who viewed 264,369 pages in 2013. Adalah's monthly electronic newsletter received more than 400 new subscibers in 2013. Current subscribers at the end of 2013 were: 4,000 English, 10 000 Arabic, and 2,000 Hebrew.

#### Facebook

Adalah's <u>Facebook</u> page grew in 2013. As of this writing Adalah has 12,000 followers, it received 4,260 new likes in 2013 and an average of 3,250 impressions (people seeing our content on their newsfeed or friend's newsfeed) per day. Some posts reached up to 500,000 individuals. Top posts included the announcement of Adalah's Discriminatory Laws Database, which was seen by 10,250, and a <u>tri-lingual breaking news update on the Prawer Plan</u>, which reached nearly 20,000. The most "viral" post was a <u>photo of Israeli bulldozers</u> <u>destroying crops in Wadi el-Na'am</u>, which was shared over 100 times. Adalah created a new Facebook page for English speakers in 10/13, which currently has 935 likes. One of Adalah's most popular and shared Facebook posts in Arabic was the 'Prawer Monkeys', posted in August, which took four articles of the Prawer Bill and highlighted the discriminatory and absurd nature of the bill through short comments and illustrations. The media team also posted live comments during Israel's Universal Periodic Review at the UN Human Rights Council in 10/13, which was popular among those following Adalah's Facebook feed.

#### Media coverage

During the reporting period, 10 cases/campaigns received widespread media coverage. These include:

- Adalah's efforts to halt the displacement of Arab Bedouin in the Naqab as part of the Prawer Plan were widely covered in Hebrew, Arabic and English media, including Maariv, Walla, Haaretz 1, Haaretz 2, The Marker, AJA, Alquds, Bokra, Maan News, PNN, Al-Osbo' Al-Arabi (Naqab local newspaper, 9/5/2013 page 12), Interview with Thabet Abu Rass in Galatz Tzahal (24.6.13), Jerusalem Post1, Jerusalem Post2, Haaretz (English), Al-Monitor, +972 Magazine, The National, Ma'an News, and Huffington Post. Adalah's Naqab office had 56 media appearances including interviews, articles and TV (Al Jazeera, Al-Mayadeen, Russian TV in Israel, MBC, Israeli TV Channel 1 several times) on these issues.
- Adalah represented those detained in the anti-Prawer protests in 2013. The 'day of rage' protests triggered local and international media attention on the protests, the police brutality against those arrested, and the Prawer Plan. Adalah received extensive coverage during this period whilst being a key organization in providing information on these issues. The Jerusalem Post, Daily News Egypt, The Times of Israel, Human Rights Watch, Amnesty International, +972 Magazine1, The Jerusalem Post 2, IMEMC, Palestine Monitor, Mondoweiss, CNN, +972 Magazine2, Electronic Intifada, Alternative Information Center, and Haaretz.
- Adalah's defense of the right of the Arab political party Balad to use its "HaTikva" ad for the 2013 general elections were reported in Walla, Israel HaYom, Al-Riyadh, Arabs48, Safa News, Radio Netherlands Worldwide, Ahlan, Ynet News (English), and Jerusalem Post.
- Adalah represented the residents of the twin unrecognized villages of Atir-Umm el-Hieran before the Supreme Court to oppose the evacuation of the village, upon which, the government planned to build a Jewish town 'Hiran' and the 'Yatir' forest. This issue was covered in <u>+972 Magazine, Haaretz</u> <u>1, Al Jazeera English, Haaretz 2, Ma'an News, Jerusalem Post, and Haaretz.</u>





- The representation of Umm el-Hieran residents before the Supreme Court for their right to adequate water was covered in <u>Methak</u>, <u>Palestine Today</u> (TV report), <u>Panet</u>, <u>Alarab</u>, <u>Negev LB</u> (local news), <u>IRIN</u>, Fasl Al-Maqal newspaper (22 February 2013 page 27), Interview with Sawsan Zaher in Radio Al-Shams (20 February 2013), and <u>+972 Magazine</u>.
- Adalah's letters against discriminatory bills to give further social-economic benefits to discharged soldiers were reported in <u>Arabs48</u>, <u>Alquds</u>, <u>Alquds</u> <u>Alarabi</u>, <u>Panet</u>, <u>Haaretz</u>, <u>Mako</u>, <u>NRG</u>, <u>Al-Monitor</u>, <u>Ynet News</u> (English), and <u>Middle East Monitor</u>.

- Adalah's efforts to stop the government from cutting child allowances to children who do not receive vaccinations and overall in the 2013-2014 national budget were reported in <u>Haaretz 1</u>, <u>Haaretz 2</u>, <u>Maariv</u>, <u>Arabs48</u>, <u>JPost</u>, and <u>Haaretz (English)</u>.
- The film, "From Al-Araqib to Susiya", was shared and discussed on <u>Al-Monitor</u>, <u>Palestine Monitor</u>, <u>Electronic Intifada</u>, <u>+972 Magazine1</u>, <u>+972 Magazine2</u>, and <u>Jadaliyya</u>. Adalah's efforts to defend the rights of <u>Al-Araqib's residents</u> were also covered in <u>Al-Arab, Panet, Geran, Akhbarna</u>, <u>Al Jazeera</u> <u>English</u>, and Huffington Post.



- Adalah's work on behalf of Palestinian detainees, including the Turkel Commission and the demand for audio/video recordings of GSS interrogations, were reported in Alquds, Alarab, Geran, Alquds news, Jerusalem Post, Bikya News, Al-Bawaba, Haaretz (English), and Al Jazeera English
- Adalah's participation as amicus curaie in the Supreme Court case on the Absentees Property Law in East Jerusalem was reported in <u>Palestine News Network</u>, <u>Jerusalem</u> <u>Post</u>, <u>Haaretz</u>, <u>Ma'an News</u>, <u>Arabs48</u>, <u>Al Jazeera Arabic</u>, <u>Wafa</u>, <u>Al Hayat</u>, <u>Bokra</u>, <u>Al-</u> <u>Quds</u>, Panet, and <u>Al Watan</u>.

Op-Eds in English and interview highlights include:

- Op-Ed by Attorney Sawsan Zaher on the political attacks against MK Haneen Zoabi: <u>Cover-up led to anti-Zoabi campaign</u>, Ynet News, 3 January 2013.
- Op-ed by Nadia Ben-Youssef on: <u>Revisions to Prawer Plan for Negev Bedouin expose</u> <u>farce of law in Israel</u>, +972 Magazine, 3 February 2013.
- Op-ed by Attorney Sawsan Zaher on the SCT's decision: <u>The unequal right to water</u> in unrecognized Bedouin villages, +972 Magazine, 1 March 2013.
- Op-ed by IA Coordinator Amjad Iraqi on the buses in the West Bank: <u>Palestinian-only</u> <u>buses serve to incentivize segregation</u>, +972 Magazine, 6 March 2013.
- Interview with Attorney Suhad Bishara on Land Day: <u>Marking Land Day in Palestine</u>, Jadaliyya/VOMENA, 30 March 2013.
- Op-ed by Amjad Iraqi on forced displacement: <u>When it comes to displacing Arabs</u>, <u>the Green Line doesn't exist</u>, +972 Magazine, 7 May 2013.
- Interview with Attorney Suhad Bishara on the Prawer Plan: <u>'When I look at the</u> <u>Prawer Plan, I see another Nakba'</u>, +972 Magazine, 14 July 2013.
- Article by Naqab Director Dr. Thabet Abu Rass on the two-year anniversary of the Prawer Plan: <u>Two years since Prawer...What's next?</u> 11 September 2013.
- Op-ed by Attorney Nadeem Shehadeh and Amjad Iraqi on: <u>Israel's discriminatory</u> <u>laws are embedding racial inequality</u>, The Hill's Congress Blog, 14 October 2013.
- Op-ed by Nadia Ben-Youssef on the Prawer-Begin Plan: <u>Put a stop to the</u> displacement of Bedouin communities in Israel, Huffington Post, 27 November 2013.

# **V. Institutional Development**

With its institutional development work, Adalah aims to increase its organizational capacity in order to further strengthen its effectiveness and efficiency. Adalah's priorities are to secure the necessary resources for its work, build the skills, knowledge and capacity of staff, and deepen institutionalization and organizational processes.

# Figures

- 28 staff members; 6 human rights advocacy and legal interns
- 7 Board members; 5 meetings
- Budget of close to US \$1.45 million with funds received from 12 foundations, governmental donors, and individuals;
- Raised US \$10,000 from a new "Global Giving" web-based fundraising initiative, "Help the Bedouin stop home demolitions".

# Adalah: The First 15 Years



To mark its 15<sup>th</sup> anniversary, Adalah published a report entitled "Adalah: The First 15 Years" in Arabic, Hebrew and English in 2013. The report highlights Adalah's ground-breaking litigation on behalf of Palestinians in Israel and the Occupied Palestinian Territory (OPT), and its publications during the first 15 years since its founding.

Numerous cases noted in the report have yielded landmark victories on constitutional issues and led to tangible improvements in people's lives, while others represent the outward limits of Israeli law.

Adalah sent copies of the printed report to a large and diverse number of stakeholders, public institutions and representatives including Members of Knesset, academics, university libraries, NGOs, embassies, mayors, journalists, and more. Adalah also highlighted the report in its December electronic newsletter, "What will you do for Justice in 2014".

# **External Evaluation**

Adalah underwent an independent External Evaluation during 2013, supported by partner OxfamNOVIB. The main objective of the evaluation is to enhance and sustain Adalah's work by examining and analyzing its organizational structure and efficiency, and the impact of its work and projects over the last three years, with a focus on gender sensitivity. The evaluation set forth a constructive set of recommendations spanning many aspects of Adalah's work. The key recommendations to be implemented immediately are:

- Conducting a gender audit and formulating a gender mainstreaming plan.
- Establishing a resource development unit, with more staff members to further diversify our sources of income and to formulate a fundraising strategy and policy.
- Holding strategic planning processes for the coming five years.

#### **Institution Building**



The Center for Palestine Studies at Columbia University is hosting Adalah's office in NY

Adalah has wanted to expand its **US advocacy** and strengthen the organization institutionally by having a permanent presence in the US for many years. In August 2013, Adalah began this process with Nadia Ben-Youssef, who became Adalah's first USA Representative based at the Center for Palestine Studies at Columbia University in New York. Adalah's office in the US had many achievements in 2013 including: (i) an extensive mapping of US-based NGOs, media trends, and potential opportunities for US advocacy; (ii) attending conferences and meetings with donors, human rights NGOs, Jewish and Palestinian and Arab-American NGOs and providing briefings on our work; (iii) building strategic partnerships with NGOs, universities/law schools, media outlets, and think-tanks; and (iv) speaking at film festivals in the US and Canada at

screenings of Adalah's films. In 2014, Adalah hopes to build on this progress and further conceptualize our US presence and workplan for advocacy and fundraising.

Adalah's Media Director, Salah Mohsen, led a **strategic media planning** and consultation process for Adalah in 2013 in partnership with external consultants from AGENDA. Through this process, Adalah identified 5 (of 6) media priorities for 2014 which will enable the media department to focus its communication work more effectively. The overall purpose of this process is to begin to move Adalah toward more strategic work - across the organization and in all departments – for better impact on the ground. Adalah will continue with this process in 2014 by developing a media work plan and priority areas, holding staff



workshops to learn better social media campaigning, and implementing a series of recommendations made to Adalah by AGENDA.

In October, Rina Rosenberg participated in a workshop in Tunisia on the **sustainability of human rights NGOs** in the MENA region led by OxfamNOVIB, the Open Society Foundations and the Ford Foundation. A regional report was prepared based on interviews with 30 national and regional NGOs in Palestine (including Adalah), Lebanon, Egypt and Tunisia, in addition to international NGOs and donor agencies. The report includes practices, lessons learned and recommendations covering four aspects of sustainability: financial security, organizational viability, program effectiveness, and enduring impact. In 2014, targeted interventions will be designed on the basis of this regional report. This project is very useful to Adalah as it gives us the opportunity to learn from other organizations' experiences and to think through needed sustainability measures.

#### **Board-Staff Planning Meetings**

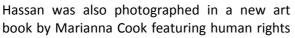
In 2013, Adalah's Board of Directors held five meetings.

In December 2013, Adalah convened a two-day Board-staff workshop in Jericho. Main issues discussed at the workshop included: (i) an assessment of key achievements in 2013 and main themes of work in 2014; (ii) main conclusions and recommendations of the External

Evaluation report; (iii) review and approval of Adalah's new organizational manual, including work rules and regulations, job descriptions, and evaluation procedures.

### **Staff Honors**

Adalah's General Director Attorney Hassan Jabareen was in residence at Yale Law School during the spring and summer semesters. He was awarded an academic research fellowship with the title of Senior Robina Human Rights Visiting Fellow.





defenders in the world. The book entitled, <u>"Justice: Faces of the Human Rights Revolution,"</u> was launched at an art gallery in New York City in 4/13.



Adalah congratulates Attorney Sawsan Zaher, who was selected as a 2013 Yale World Fellow. The YWF program is Yale University's signature global leadership development initiative that explores critical global issues and cross disciplinary studies. Zaher completed her semester-long fellowship in the fall of 2013.

# Staff Capacity-Building

Some examples of capacity-building workshops in which staff participated in 2013 include:

- On 3-4 April, Adalah's Media Director, Salah Mohsen, participated in a two day training workshop on media skills in Ramallah organised by the UN Office of the High Commissioner for Human Rights (OHCHR). The goal of the workshop was to train the participants on how to use multimedia techniques and how to get media stories into international print and broadcast media outlets.
- On 26 May 2 June, Adalah stagaire Mohammed Bassam participated in a study tour on transitional justice to Northern Ireland (NI) convened by the Minerva Center for Human Rights at the Hebrew University. The tour was designed to enrich Israeli and Palestinian students' knowledge of the conflict in NI in comparison to the Israel/OPT conflict.

#### **Fundraising & Finances**

Adalah secured new project grants for its work in 2013:

**EU Naqab:** Adalah was awarded a two-year EU grant for 2013 and 2014 to support work with the Negev Coexistence Forum on litigation, advocacy, education and media outreach to protect the rights of Arab Bedouin citizens of Israel in the Naqab.

**EU Torture 2:** Adalah, together with partners Al Mezan and PHR-Israel, was awarded a new, three-year grant to continue our work against the torture/ill-treatment of Palestinian

detainees in Israeli prisons, and Palestinian civilians in Gaza. The new project began in 11/2013.

**Christian Aid (UK):** CA awarded Adalah a grant to produce a second film in four-part series on forced displacement on both sides of the Green Line.

### New website fundraising initiative



**Global Giving fundraising campaign**: "Help the Bedouin to stop home demolitions". With this project, Adalah provided legal support, offered human rights trainings to the community, raised awareness among decisionmakers, and reached out to the media. For the first time in 2013, Adalah raised funds for its work via the internet and a fundraising website. Adalah posted the project in September 2013 and by the end of the year had raised US \$10,000 from over 40 donors - meeting the

challenge and becoming a permanent member of Global Giving. All donations to Adalah on GG are tax-deductible for US taxpayers. View the project's <u>link</u>.

# **Donors and contributors**

Foundation donors to Adalah in 2013 are:

- The Ford Social Justice Fund (formerly the Ford-Israel Fund) (USA)
- Open Society Foundations (USA)
- OxfamNOVIB (The Netherlands)
- The European Commission
- New Israel Fund (USA and Israel)
- The Federal Department of Foreign Affairs (Switzerland)
- Bread for the World (formerly EED) (Germany)
- Christian Aid (Great Britain)
- Broederlijk Delen (Belgium)
- Sigrid Rausing Trust (UK)
- NGO Development Center (Ramallah). Consists of the pooled funds of the Swiss Agency for Development and Cooperation (SDC), the Royal Danish Representative Office to the PA, the Swedish International Development Cooperation (Sida) and the Netherlands Representative Office to the Palestinian Authority (PA) channeled through the NGO Development Center (NDC) – HR/GG secretariat.
- UNDP (Ramallah)
- Medico (Germany)

We sincerely appreciate and thank all contributors – foundations and individuals - for their generous support to the work of Adalah.

# Interns

Adalah is also very thankful for the invaluable work of our human rights advocacy and legal interns.

- Amjad Iraqi, University of Toronto
- Frank Knaack, American University, Washington College of Law
- Jessica Luhar, Columbia University Law School
- Gabriella Agranat-Getz, Boston College Law School
- Felix Wardle, Harvard Law School
- Robina Wilson, Exeter University

# **Board and Staff**



Board-staff workshop in Jericho, December 2013

## **Board of Directors 2013**

Chairperson, Dr. Hala Khoury-Bisharat, Advocate

**Board Members:** Dr. Khaled Abu Asbah; Hussein Abu Hussein, Advocate; Khalil Alamour (1/13 - 8/13); Odeh Bisharat; Dr. Mas'ud Hamdan; and Salma Wakim, Advocate

#### Audit Control Committee

Jeries Rawashdeh, Advocate and Khalid Dagash, Advocate

### Staff

Founder and General/Legal Director: Attorney Hassan Jabareen

Acting General Directors: Attorney Suhad Bishara and Finance Director, Ghassan Kharouba (from February-August 2013).

#### Legal Department

- Land and Planning Unit: Director, Suhad Bishara; Attorney Aram Mahameed; Mysanna Morany, law student
- Economic and Social Rights Unit: Director, Sawsan Zaher; Mohammed Bassam, Stagaire
- Civil and Political Rights Unit: Director, Hassan Jabareen; Director of Criminal Justice, Orna Kohn (on leave); Attorneys Rima Ayoub-Assaf and Fatmeh El-Ajou; Fady Khoury; Soheir Asaad, Stagaire; Maria Zahran, law student
- Law Fellows 2012-2013, Nadeem Shehadeh (NIF) and Jalal Dakwar (OSI-CEU)

#### **Media and Public Relations Department**

Director, Salah Mohsen; Arabic Media Coordinator, Majd Kayyal; Hebrew Media Coordinator, Tom Mehager; Hebrew Editors, Ran Shapira and Yasmine Halevi; Multimedia Coordinator, Jenny Nyman

#### International Advocacy and Resource Development Department

Director, Rina Rosenberg (Jabareen); Publications Coordinator, Katie Hesketh; IA Coordinator, Alyssa Bernstein; Projects/IA Coordinator, Amjad Iraqi; USA Representative, Nadia Ben Youssef

#### Administration and Finance Department

Finance Director, Ghassan Kharouba; Office Manager, Fathiyya Hussein; Accountant, Basheer El Saleh; Administrative Assistants: Reem Zoabi and Amal Shoufani; Housekeeper, Alia Saadi

#### Naqab Office

Director, Dr. Thabet Abu Rass; Field Workers, Muhammad Mahajna and Khalil Alamour; International Law & Advocacy Consultant, Nadia Ben-Youssef; and Housekeeper, Tatyana Rosenberg.