



Original: English

No.: **ICC-01/18**
Date: **March 2020**

PRE-TRIAL CHAMBER I

Before: **Judge Péter Kovács, Presiding Judge**
 Judge Marc Perrin de Brichambaut
 Judge Reine Adélaïde Sophie Alapini-Gansou

SITUATION IN THE ALLEGED STATE OF PALESTINE

PUBLIC

**Appendix Containing References and Internet Links to Materials cited in
Observations on the Prosecutor's Request for a Ruling on the Court's Territorial
Jurisdiction on behalf of the Non-Governmental Organisations
UK Lawyers for Israel ("UKLFI"), B'nai B'rith UK ("BBUK"),
the International Legal Forum ("ILF"), the Jerusalem Initiative ("JI")
and the Simon Wiesenthal Centre ("SWC")**

Source: UK Lawyers for Israel ("UKLFI"), B'nai B'rith UK ("BBUK"), the International Legal Forum ("ILF"), the Jerusalem Initiative ("JI") and the Simon Wiesenthal Centre ("SWC")

Document to be notified in accordance with regulation 31 of the *Regulations of the Court* to:

The Office of the Prosecutor

Fatou Bensouda
James Stewart

Counsel for the Defence

Legal Representatives of the Victims

Unrepresented Victims

The Office of Public Counsel for Victims

Paolina Massidda

Legal Representatives of the Applicants

Unrepresented Applicants

The Office of Public Counsel for the Defence

States' Representatives

Amici Curiae

- Professor John Quigley
- Guernica 37 International Justice Chambers
- The European Centre for Law and Justice
- Professor Hatem Bazian
- The Touro Institute on Human Rights and the Holocaust
- The Czech Republic
- The Israel Bar Association
- Professor Richard Falk
- The Organization of Islamic Cooperation
- The Lawfare Project, the Institute for NGO Research, Palestinian Media Watch, and the Jerusalem Center for Public Affairs
- MyAQSA Foundation
- Professor Eyal Benvenisti
- The Federal Republic of Germany
- Australia
- UK Lawyers for Israel, B'nai B'rith UK, the International Legal Forum, the Jerusalem Initiative and the Simon Wiesenthal Centre
- The Palestinian Bar Association
- Prof. Laurie Blank, Dr. Matthijs de Blois, Prof. Geoffrey Corn, Dr. Daphné Richemond-Barak, Prof. Gregory Rose, Prof. Robbie Sabel, Prof. Gil Troy and Mr. Andrew Tucker
- The International Association of Jewish Lawyers and Jurists
- Professor Asem Khalil and Assistant Professor Halla Shoaibi
- Shurat Hadin – Israel Law Center
- Todd F. Buchwald and Stephen J. Rapp
- Intellectum Scientific Society
- The International Commission of Jurists

- Dr. Robert Heinsch and Dr. Giulia Pinzauti
- The Republic of Austria
- The International Association of Democratic Lawyers
- The Office of Public Counsel for the Defence
- The Honourable Professor Robert Badinter, the Honourable Professor Irwin Cotler, Professor David Crane, Professor Jean-François Gaudreault-DesBiens, Lord David Pannick and Professor Guglielmo Verdirame
- The Palestinian Center for Human Rights, Al-Haq Law in the Service of Mankind, Al-Mezan Center for Human Rights and Aldameer Association for Human Rights
- The Federative Republic of Brazil
- Professor Malcolm N Shaw
- Hungary
- Ambassador Dennis Ross
- The International Federation for Human Rights, No Peace Without Justice, Women's Initiatives for Gender Justice and REDRESS
- Professor William Schabas
- International-Lawyers.org
- The League of Arab States
- Me Yael Vias Gvirsman
- The Popular Conference for Palestinians Abroad
- The Israel Forever Foundation
- Dr. Frank Romano
- Dr. Uri Weiss
- The Republic of Uganda

REGISTRY

Registrar
Peter Lewis

Counsel Support Section

Victims and Witnesses Unit
Mr Nigel Verrill

Detention Section

**Victims Participation and Reparations
Section**
Mr Philipp Ambach

Other

Footnotes	Short Title	Full Publication Details and URL
1, 2, 39, 53, 70, 77	IAG Memorandum	<p>State of Israel Office of the Attorney General, <i>The International Criminal Court's Lack of Jurisdiction over the So-Called "Situation in Palestine"</i>, 20 December 2019</p> <p>https://mfa.gov.il/MFA/PressRoom/2019/Documents/ICCs%20lack%20of%20jurisdiction%20over%20so-called%20%e2%80%9csituation%20in%20Palestine%e2%80%9d%20-%20AG.pdf</p>
4	Foreword to <i>Origins and Evolution of the Palestine Problem</i>	<p>UN Secretariat, Division for Palestinian Rights / UN Committee on the Exercise of the Inalienable Rights of the Palestinian People, <i>Origins and Evolution of the Palestine Problem, Foreword</i></p> <p>https://www.un.org/unispal/history/origins-and-evolution-of-the-palestine-problem/</p>
6	Elon Gilead, <i>Why are Jews Called Jews</i>	<p>Elon Gilead, <i>Why are Jews Called Jews</i>, Haaretz, 19 October 2015 / 15 December 2017</p> <p>https://www.haaretz.com/archaeology/why-are-jews-called-jews-1.5410757</p>
7, 11, 12, 13, 15, 16, 17	Josephus, <i>Antiquities of the Jews</i>	<p>Titus Flavius Josephus, <i>Antiquities of the Jews</i>, transl. William Whiston, <i>The New Complete Works of Josephus</i>, Kregel Publications 1999</p> <p>https://www.gutenberg.org/files/2848/2848-h/2848-h.htm</p>
7, 18	Josephus, <i>The Wars of the Jews</i>	<p>Titus Flavius Josephus, <i>The Wars of the Jews or History of the Destruction of Jerusalem</i>, transl. William Whiston, <i>The New Complete Works of Josephus</i>, Kregel Publications 1999</p> <p>https://www.gutenberg.org/files/2850/2850-h/2850-h.htm</p>

Footnotes	Short Title	Full Publication Details and URL
8, 11	Numbers cap 32	The Bible, <i>Numbers</i> , New International Version, transl. and pub. Biblia (2011) cap 32 https://www.biblegateway.com/passage/?search=Numbers+32&version=NIV
8, 11, 13	Joshua	The Bible, <i>Numbers</i> , New International Version, transl. and pub. Biblia (2011) https://www.biblegateway.com/passage/?search=Joshua+1&version=NIV
8	Judges	The Bible, <i>Numbers</i> , New International Version, transl. and pub. Biblia (2011) https://www.biblegateway.com/passage/?search=Judges+1&version=NIV
8	Ruth	The Bible, <i>Ruth</i> , New International Version, transl. and pub. Biblia (2011) https://www.biblegateway.com/passage/?search=Ruth+1&version=NIV
8	1 Samuel	The Bible, <i>Samuel 1</i> , New International Version, transl. and pub. Biblia (2011) https://www.biblegateway.com/passage/?search=1%20Samuel+1&version=NIV
8, 11	2 Samuel	The Bible, <i>Samuel 2</i> , New International Version, transl. and pub. Biblia (2011) https://www.biblegateway.com/passage/?search=2%20Samuel+1&version=NIV
8, 13	1 Kings	The Bible, <i>Kings 1</i> , New International Version, transl. and pub. Biblia (2011) https://www.biblegateway.com/passage/?search=1%20Kings+1&version=NIV

Footnotes	Short Title	Full Publication Details and URL
8	2 Kings	The Bible, <i>Kings 2</i> , New International Version, transl. and pub. Biblia (2011) https://www.biblegateway.com/passage/?search=2%20Kings+1&version=NIV
8	1 Chronicles	The Bible, <i>Chronicles 1</i> , New International Version, transl. and pub. Biblia (2011) https://www.biblegateway.com/passage/?search=1%20Chronicles+1&version=NIV
8, 13	2 Chronicles	The Bible, <i>Chronicles 2</i> , New International Version, transl. and pub. Biblia (2011) https://www.biblegateway.com/passage/?search=2%20Chronicles+1&version=NIV
8	Ezra	The Bible, <i>Ezra</i> , New International Version, transl. and pub. Biblia (2011) https://www.biblegateway.com/passage/?search=Ezra+1&version=NIV
8	Nehemiah	The Bible, <i>Nehemiah</i> , New International Version, transl. and pub. Biblia (2011) https://www.biblegateway.com/passage/?search=Nehemiah+1&version=NIV
8	Maccabees 1	Apocrypha, Maccabees 1, New Revised Standard Version, transl. Metzger et al, pub National Council of the Churches of Christ (1989) https://www.biblegateway.com/passage/?search=1%20Maccabees+1&version=NRSV

Footnotes	Short Title	Full Publication Details and URL
10	Mazar, <i>Archaeology and the Bible</i>	Amihai Mazar, Archaeology and the Bible: Reflections on Historical Memory in the Deuteronomistic History, in Congress Volume Munich 2013 (Vetus Testamentum Supplementum), ed C.M.Maeier, Brill (2014), pp.347-369 https://www.academia.edu/23199258/Archaeology_and_the_Bible_Reflections_on_Historical_Memory_in_the_Deuteronomistic_History_In_C.M.Maeier_Congress_Volume_Munich_2013_Vetus_Testamentum_Supplementum_Leiden_Brill_2014_pp.347-369
11	Netzer, <i>Floating in the Desert</i>	Ehud Netzer, <i>Floating in the Desert - A pleasure palace in Jordan</i> , Archaeology Odyssey 2:1 (Winter 1999) https://www.baslibrary.org/archaeology-odyssey/2/1/14
12, 18	Montefiore, <i>Jerusalem – The Biography</i>	Simon Sebag Montefiore, <i>Jerusalem – The Biography</i> , Weidenfield & Nicholson (2011) https://www.dropbox.com/s/l5ya143n31m20vm/Jerusalem%20the%20Biography%20Sebag%20Montefiore.pdf?dl=0
14	Killebrew, <i>The Philistines and Other “Sea Peoples”</i>	Ann E. Killebrew and Gunnar Lehmann, <i>Introduction: The World of the Philistines and Other Sea Peoples</i> in Ann E. Killebrew and Gunnar Lehmann (ed.), <i>The Philistines and Other “Sea Peoples” in Text and Archaeology</i> , Society of Biblical Literature (2013) https://www.sbl-site.org/assets/pdfs/pubs/061715P.front.pdf

Footnotes	Short Title	Full Publication Details and URL
14	<i>Feldman, Ancient DNA sheds light on the genetic origins of early Iron Age Philistines</i>	Michal Feldman et al, <i>Ancient DNA sheds light on the genetic origins of early Iron Age Philistines</i> , Science Advances vol. 5 no. 7 (3 July 2019) https://www.ncbi.nlm.nih.gov/pmc/articles/PMC6609216/
19	<i>Feldman, Some Observations on the Name of Palestine</i>	Louis Feldman, <i>Some Observations on the Name of Palestine</i> , Hebrew Union College Annual 61 (1990) p19 https://www.jstor.org/stable/23508170?seq=1
20	<i>Schwartz, Jewish Settlement in Judea after the Bar-Kochba War</i>	Joshua Schwartz, <i>Jewish Settlement in Judea after the Bar-Kochba War until the Arab Conquest 135 C.E.-640 C.E.</i> , Journal of the American Oriental Society (1988) https://www.academia.edu/38061562/Jewish_Settlement_in_Judea_after_the_Bar-Kochba_War_until_the_Arab_Conquest_135_C_E-640_C_E
20	<i>Ish-Shalom, In the Shadow of Alien Rule</i>	Michael Ish-Shalom, <i>In the Shadow of Alien Rule - History of the Jews in the Holy Land After the Bar Kochba Revolt until the Ottoman Conquest</i> , Karni (1975)
20, 21, 26, 27, 29, 36	Vaad Leumi, Memorandum II	Vaad Leumi of the Jewish Community of Palestine, <i>Three Historical Memoranda</i> , Jerusalem (1947), II <i>The Jewish Population in Palestine from the Fall of the Jewish State to the Beginning of Zionist Pioneering</i> http://cojs.org/wp-content/uploads/memoranda2.pdf

Footnotes	Short Title	Full Publication Details and URL
21, 24, 31	Vaad Leumi, Memoranda III	Vaad Leumi of the Jewish Community of Palestine, <i>Three Historical Memoranda</i> , Jerusalem (1947), III <i>Historical Survey of the Waves of Jewish Immigration into Palestine from the Arab Conquest to the First Zionist Pioneers</i> http://cojs.org/wp-content/uploads/memoranda3.pdf
22	Amidah	https://biblicalhebrewtextandaccents.com/2016/06/29/amidah-prayers-in-english/
22	Bircat Hamazon	Bircat Hamazon (grace after meals) https://www.chabad.org/media/pdf/92404.pdf
22	Nirtzah	Nirtzah in the Passover Haggadah https://www.sefaria.org/Pesach_Haggadah%2C_Nirtzah%2C_Chasal_Siddur_Pesach?lang=bi
22, 24, 27, 29, 31, 35, 41, 52, 55, 59, 62, 64, 65, 71	Peel Commission Report	Palestine Royal Commission (“Peel Commission”) Report, HMSO Cmd 5479 (1937) http://ecf.org.il/media_items/290
23	Ya’ari, Shluchi Eretz Yisrael	Avraham Ya’ari, <i>Shluchi Eretz Yisrael – The history of the mission from Israel to the Diaspora from the destruction of the Second Temple until the nineteenth century</i> , Rav Kook Institute (1951);
23	Rabbinic Emissary Collection, Yale University	Rabbinic Emissary Collection, Yale University Manuscripts and Archives http://campuspress.yale.edu/judaicacollection/2013/1/05/rabbinic-emissary-collection/

Footnotes	Short Title	Full Publication Details and URL
23	Lehman, <i>Emissaries from the Holy Land</i>	Matthias Lehman, <i>Emissaries from the Holy Land: The Sephardic Diaspora and the Practice of Pan-Judaism in the Eighteenth Century</i> , Stanford University Press (2014) https://www.sup.org/books/title/?id=22542
23	Jacob Barnai, <i>The Jews in Palestine in the Eighteenth Century</i>	Jacob Barnai, <i>The Jews in Palestine in the Eighteenth Century: Under the Patronage of the Istanbul Committee of Officials for Palestine</i> , University Alabama Press (1992) http://www.uapress.ua.edu/product/978-0-8173-0572-7-The-Jews-in-Palestine-in-the-Eighteenth-Century,544.aspx?skuid=224
24	Bahat, <i>Twenty Centuries of Jewish Life in the Holy Land</i>	Dan Bahat (ed), <i>Twenty Centuries of Jewish Life in the Holy Land</i> , The Israel Economist (1976) https://www.amazon.co.uk/Twenty-centuries-Jewish-Life-Holy/dp/B0007AJX9W
25	Butler, <i>The Arab Conquest of Egypt and the Last Thirty Years of the Roman Dominion</i>	Alfred Butler, <i>The Arab Conquest of Egypt and the Last Thirty Years of the Roman Dominion</i> , Clarendon Press (1902) https://archive.org/details/arabconquestofeg00butl/page/134/mode/2up
29	Schama, <i>The Story of the Jews – Finding the Words</i>	Simon Schama, <i>The Story of the Jews – Finding the Words</i> , Bodley Head (2013) https://www.dropbox.com/s/e0tzfmo3or4oqba/Simon%20Schama%20The%20Story%20of%20the%20Jews.pdf?dl=0
30	Martin Gilbert, In Ishmael's House (2010)	Martin Gilbert, <i>In Ishmael's House: A History of Jews in Muslim Lands</i> , Yale University Press (2010), https://www.amazon.co.uk/Ishmaels-House-History-Muslim-Lands/dp/0300177984

Footnotes	Short Title	Full Publication Details and URL
30	Julius, <i>Uprooted</i>	Lyn Julius, <i>Uprooted</i> , Vallentine Mitchell (2018) https://www.dropbox.com/s/s4fblrsc95z7jm/Julius_high-res_UK_version.pdf?dl=0
30, 59, 64, 65, 72	Rifkind, <i>The Basic Equities of the Palestine Problem</i>	Simon H Rifkind et al, <i>The Basic Equities of the Palestine Problem</i> , Pandick Press (1947), rpt Arno Press (1977) https://www.dropbox.com/s/w3s5vtgn80kws12/Rifkind%20et%20al%20Basic%20Equities%20%28poor%20ocr%20copy%29.pdf?dl=0
31	Arnold Blumberg, <i>Zion Before Zionism</i>	Arnold Blumberg, <i>Zion Before Zionism, 1838–1880</i> , Syracuse University Press (1985) https://www.amazon.co.uk/Before-Zionism-1838-80-Arnold-Blumberg/dp/0815623364
31	Parfitt, <i>The Jews in Palestine, 1800–1882</i>	Tudor, Parfitt, <i>The Jews in Palestine, 1800–1882</i> , Royal Historical Society Studies in History (52), Woodbridge (1987); https://www.amazon.co.uk/Palestine-1800-1882-Historical-Society-Studies/dp/0861932099
32	Schultz, <i>Jerusalem – Eine Vorlesung</i>	Dr Ernst Gustav Schultz, <i>Jerusalem – Eine Vorlesung</i> , Simon Schropp (1845) https://archive.org/details/jerusalemeinevo00schugog/page/n9/mode/2up
32	Famin, <i>Histoire de la Rivalité et du Protectorat des Eglises Chrétiennes en Orient</i>	César Famin, <i>Histoire de la Rivalité et du Protectorat des Eglises Chrétiennes en Orient</i> , Firmin Didot frères (1853) https://archive.org/details/histoiredelariv01famigoog/page/n9/mode/2up

Footnotes	Short Title	Full Publication Details and URL
32	Rafeq, <i>Political History of Ottoman Jerusalem</i>	Abdul-Karim Rafeq, <i>Political History of Ottoman Jerusalem</i> , in <i>Ottoman Jerusalem</i> (ed S Auld and R Hillenbrand) Part I, Altajir World of Islam Trust (2000) https://www.amazon.co.uk/Ottoman-Jerusalem-Living-City-1517-1917/dp/1901435032
33	Kark and Oren-Nordheim, <i>Jerusalem and its Environs</i>	Ruth Kark and Michal Oren-Nordheim, <i>Jerusalem and its Environs – Quarters, Neighbourhoods, Villages 1800 – 1948</i> , Hebrew University Magnes Press (2001) https://books.google.co.uk/books?id=KzOAxmHDzHUC&printsec=frontcover&redir_esc=y#v=onepage&q&f=false
33	Shaw, <i>Review of Reviews</i>	Albert Shaw, Review of Reviews, Vol IX (1894) p98 https://babel.hathitrust.org/cgi/pt?id=umn.319510024394446&view=1up&seq=108
34	Census of Palestine 1922	British Census of Palestine 1922, 1931 https://archive.org/details/PalestineCensus1922/mode/2up
34	Census of Palestine 1931	https://ia800304.us.archive.org/18/items/CensusOfPalestine1931.PopulationOfVillagesTownsAndAdministrativeAreas/PalestineCensus1931.pdf
34	<i>Jerusalem Statistical Yearbook 2019</i>	Jerusalem Institute for Policy Research, <i>Jerusalem Statistical Yearbook 2019</i> , table III/1 https://jerusaleminstitute.org.il/en/yearbook/#/265/6795
35	Avneri, <i>The Claim of Dispossession</i>	Aryeh L. Avneri, <i>The Claim of Dispossession: Jewish Land-Settlement and the Arabs, 1878-1948</i> , Transaction Publishers (1982) https://archive.org/details/claimofdisposses00avne_0/page/n5

Footnotes	Short Title	Full Publication Details and URL
37	Fromkin, <i>A Peace to End All Peace</i>	David Fromkin, <i>A Peace to End All Peace: The Fall of the Ottoman Empire and the Creation of the Modern Middle East</i> , Holt (2009) https://www.amazon.co.uk/Peace-End-All-20th-Anniversary/dp/0805088091/ref=sr_1_1?dchild=1&keywords=a+peace+to+end+all+peace&qid=1584185649&s=books&sr=1-1
38	Sharon Korman, <i>The Right of Conquest</i>	Sharon Korman, <i>The Right of Conquest: The Acquisition of Territory by Force in International Law and Practice</i> (OUP, 1996) https://global.oup.com/academic/product/the-right-of-conquest-9780198280071?cc=gb&lang=en&
38, 89	Shaw, <i>International Law</i> , 8 th Edn	Malcolm Shaw, International Law, 8 th Edn, Cambridge University Press (2017) https://www.cambridge.org/core/books/international-law/23403D7B22E800C677D5955FD9110AA8
39	Treaty of Lausanne	Treaty of Lausanne 1923 https://wwi.lib.byu.edu/index.php/Treaty_of_Lausanne
39, 49, 54	Crawford, <i>The Creation of States in International Law</i> , 2 nd Edn	James Crawford, <i>The Creation of States in International Law</i> , OUP 2d edn (2006) https://global.oup.com/academic/product/the-creation-of-states-in-international-law-9780198260028?cc=gb&lang=en&
40	Covenant of the League of Nations	Versailles Treaty (1919) Part I, The Covenant of the League of Nations https://www.loc.gov/law/help/us-treaties/bevans/m-ust000002-0043.pdf

Footnotes	Short Title	Full Publication Details and URL
41	Balfour Declaration	<p>Letter from the British Foreign Secretary, Arthur Balfour MP, to Lord Rothschild dated 2 November 1917 (“Balfour Declaration”)</p> <p>https://en.wikipedia.org/wiki/Balfour_Declaration#/media/File:Balfour_declaration_unmarked.jpg</p>
41	Cambon Letter	<p>Letter from the Head of the Political Section of the French Foreign Ministry, Jules Cambon, to Nahum Sokolow, 4 June 1917</p> <p>https://en.wikipedia.org/wiki/Cambon_letter#/media/File:Cambon_Letter.jpg;</p> <p>http://www.balfourproject.org/french-support-for-the-zionist-cause/</p>
41	Pichon Message	<p>Message from the French Foreign Minister, Stephen Pichon, to Nahum Sokolow, 14 February 1918</p> <p>https://www.dropbox.com/s/i924vmkrkendlfj/The_American_War_Congress_And_Zionism-Reuben_Fink-AZOA-1919-224pgs-POL-REL.sml.pdf?dl=0 p11</p>
41	Woodrow Wilson Letter	<p>Letter from the US President, Woodrow Wilson to Rabbi Stephen Wise, 31 August 1918</p> <p>https://www.dropbox.com/s/i924vmkrkendlfj/The_American_War_Congress_And_Zionism-Reuben_Fink-AZOA-1919-224pgs-POL-REL.sml.pdf?dl=0 p9</p>
41	Marquis Imperial Letter	<p>Letter from the Italian Ambassador in London, the Marquis Imperial, to Nahum Sokolow, 9 May 1918</p> <p>https://www.dropbox.com/s/i924vmkrkendlfj/The_American_War_Congress_And_Zionism-Reuben_Fink-AZOA-1919-224pgs-POL-REL.sml.pdf?dl=0 p11</p>

Footnotes	Short Title	Full Publication Details and URL
41	Sutemi Letter	Letter from the Japanese Ambassador in London, Chinda Sutemi, to Dr Chaim Weizmann, 6 January 1919 quoted in https://www.dropbox.com/s/wk6jsphg490c8lm/Japan%20Response%20to%20Zionist%20Movement.pdf?dl=0
42, 43	San Remo Resolutions	Resolutions of the San Remo Conference, 25 April 1920 https://unispal.un.org/unispal.nsf/1ce874ab1832a53e852570bb006dfaf6/db662e3b80797a9685257a130073f02e?OpenDocument
42, 43	Minutes of San Remo Conference	Minutes of the San Remo Conference 24-25 April 1920 https://upload.wikimedia.org/wikipedia/commons/f/f7/Minutes_of_the_1920_Conference_of_San_Remo.pdf
44	Mandate for Palestine	League of Nations Mandate for Palestine as approved by the Council of the League of Nations on 24 July 1922 https://unispal.un.org/unispal.nsf/1ce874ab1832a53e852570bb006dfaf6/2fca2c68106f11ab05256bcf007bf3cb?OpenDocument
45, 52, 55	de Blois, <i>The Unique Character of the Mandate for Palestine</i>	Matthijs de Blois, <i>The Unique Character of the Mandate for Palestine</i> , Israel Law Review 49(3) (2016), pp365-389 https://www.dropbox.com/s/faz48edh0tgg9k5/Israel%20Law%20Review%202016.pdf?dl=0

Footnotes	Short Title	Full Publication Details and URL
46	Transjordan Memorandum	British Government memorandum proposing to disapply provisions of the Mandate for Palestine in the part of the Mandate territory east of the Jordan river/Arava valley https://ecf.org.il/media_items/293
46	Approval of Transjordan Memorandum	Minute of meeting of Council of the League of Nations approving Britain's Transjordan Memorandum on 16 September 1922 https://en.wikipedia.org/wiki/Trans-Jordan_memorandum#/media/File:Transjordan_memorandum_approval_at_the_Council_of_the_League_of_Nations,_16_September_1922.jpg
47, 56	CIA World Factbook	Central Intelligence Agency, <i>The World Factbook</i> https://www.cia.gov/library/publications/the-world-factbook/
48	South West Africa Cases (1962)	South West Africa Cases (<i>Ethiopia v South Africa</i> , <i>Liberia v South Africa</i>), Judgment of ICJ on Preliminary Objections ICJ Reports (1962) 319 https://www.icj-cij.org/files/case-related/47/047-19621221-JUD-01-00-EN.pdf
49, 54, 55	Shany, <i>Legal Entitlements, Changing Circumstances and Intertemporality</i>	Yuval Shany, <i>Legal Entitlements, Changing Circumstances and Intertemporality: A Comment on the Creation of Israel and the Status of Palestine</i> , Israel Law Review 49(3) (2016) https://www.dropbox.com/s/faz48edh0tgg9k5/Israel%20Law%20Review%202016.pdf?dl=0

Footnotes	Short Title	Full Publication Details and URL
50, 52, 57	Shaw, <i>The League of Nations Mandate System and the Palestine Mandate</i>	Malcolm Shaw, <i>The League of Nations Mandate System and the Palestine Mandate: What Did and Does It Say about International Law and What Did and Does It Say about Palestine?</i> , Israel Law Review 49(3) (2016) https://www.dropbox.com/s/faz48edh0tgg9k5/Israel%20Law%20Review%202016.pdf?dl=0
51	Sezgin, <i>The Israeli Millet System</i>	Yuksel Sezgin, <i>The Israeli Millet System: Examining Legal Pluralism through Lenses of Nation-Building and Human Rights</i> , Israel Law Review 43(3) (2010) pp 631-654 https://papers.ssrn.com/sol3/papers.cfm?abstract_id=1731404
53	Inbari, <i>Who Are the Palestinians?</i>	Pinhas Inbari, <i>Who Are the Palestinians?</i> Jerusalem Center for Public Affairs (7 August 2017) https://jcpa.org/article/who-are-the-palestinians/
54	“Wall” Advisory Opinion	Advisory Opinion of the ICJ on <i>Legal Consequences of the Construction of a Wall in the Occupied Palestinian Territory</i> ICJ Reports 2004, 136 https://www.icj-cij.org/files/case-related/131/131-20040709-ADV-01-00-EN.pdf
58	Hassessian, <i>Palestine: Factionalism in the National Movement</i>	Manuel Hassessian, <i>Palestine: Factionalism in the National Movement (1919-1939)</i> , PASSIA (1990) http://188.166.160.81/passia_old/passia.org/publications/research_studies/pub_research_no_27.htm
58	Litvak, <i>Palestinian Collective Memory and National Identity</i>	Meir Litvak, <i>Palestinian Collective Memory and National Identity</i> , Palgrave Macmillan (2009) https://books.google.co.uk/books?id=pfPGAAAAQBAJ&printsec=frontcover&source=gbs_ge_summary_r&cad=0#v=onepage&q&f=false

Footnotes	Short Title	Full Publication Details and URL
58	Foster, <i>The Emergence of a Palestinian National Identity</i>	Zachary J. Foster, <i>The Emergence of a Palestinian National Identity: A Theory-Driven Approach</i> , Michigan Journal of History (2014) https://pdfs.semanticscholar.org/3b8c/fe2a0aa39512b9b6a669b56d4bb9188cb357.pdf
59	Mark Twain, <i>The Innocents Abroad</i>	Mark Twain, <i>The Innocents Abroad</i> , American Publishing Company (1869) https://www.gutenberg.org/files/3176/3176-h/3176-h.htm
59, 65, 66	British Statement of 15 May 1948	British Colonial Office and Foreign Office Statement, <i>Palestine: Termination of the Mandate</i> , HMSO (15 May 1948) http://ismi.emory.edu/home/resources/primary-source-docs/1948%20-%20PALESTINE-HMG%20termination%20of%20Mandate%201948.pdf
60	Arlosoroff, <i>Arabs are Israel's New Yuppies</i>	Meirav Arlosoroff, <i>Arabs are Israel's New Yuppies</i> , Haaretz, 13 June 2017 https://www.haaretz.com/israel-news/business/arabs-are-israel-s-new-yuppies-1.5483071
60	Abu Toameh, <i>The Real Reason Arabs in Israel Do Not Want to Live in 'Palestine'</i>	Khaled Abu Toameh, <i>The Real Reason Arabs in Israel Do Not Want to Live in 'Palestine'</i> , Gatestone Institute, 4 February 2020 https://www.gatestoneinstitute.org/15516/arab-israelis-peace-plan
61	Pipes, <i>Israeli Arabs say no to Palestine</i>	Daniel Pipes, <i>Israeli Arabs say no to Palestine</i> , The Jerusalem Post, 4 February 2020, www.jpost.com/Opinion/Israeli-Arabs-say-no-to-Palestine-616460

Footnotes	Short Title	Full Publication Details and URL
61	Algazy, <i>Israeli Arabs Prefer Israel to Palestinian Authority</i>	Joseph Algazy, <i>Israeli Arabs Prefer Israel to Palestinian Authority</i> , Haaretz, 1 August 2000, reported by MEMRI 10 August 2000 https://www.memri.org/reports/israeli-arabs-prefer-israel-palestinian-authority
62	Weizmann, <i>Trial and Error</i>	Chaim Weizmann, <i>Trial and Error</i> , Hamish Hamilton 1949 https://www.dropbox.com/s/0rz14cv98ra2o3v/Weizmann%20Trial%20and%20Error%20Extract.PDF?dl=0
62	Feisal-Weizmann Agreement	Agreement between Emir Feisal on behalf of the Arab Kingdom of Hedjaz and Dr Chaim Weizmann on behalf of the Zionist Organisation, 3 January 1919 https://www.un.org/unispal/document/auto-insert-207006/
63	Alexander, <i>The key to successful malaria eradication in Palestine/Israel 90 years ago</i>	Anton Alexander, <i>The key to successful malaria eradication in Palestine/Israel 90 years ago</i> , Malaria World, 1 June 2012, https://malariaworld.org/blog/key-successful-malaria-eradication-palestineisrael-90-years-ago
67	1939 White Paper	Palestine Statement of Policy (“the 1939 White Paper”), HMSO Cmd 6019 (1939) https://unispal.un.org/DPA/DPR/unispal.nsf/0/EB5B88C94ABA2AE585256D0B00555536
68	Permanent Mandates Commission Report, 29 June 1939	Report of the League of Nations Permanent Mandates Commission to the Council, 29 June 1939 https://biblio-archive.unog.ch/Dateien/CouncilMSD/C-170-M-100-1939-VI_EN.pdf Annex 14, pp274-5

Footnotes	Short Title	Full Publication Details and URL
69	<i>South West Africa</i> (1950)	<i>International Status of South-West Africa</i> , Advisory Opinion of the ICJ, ICJ Reports (1950) 128 https://www.icj-cij.org/files/case-related/10/010-19500711-ADV-01-00-EN.pdf
69, 70, 79	Namibia (1971)	<i>Legal Consequences for States of the Continued Presence of South Africa in Namibia (South West Africa) notwithstanding Security Council Resolution 276 (1970)</i> ICJ Reports (1971) 16 https://www.icj-cij.org/files/case-related/53/053-19710621-ADV-01-00-EN.pdf
73	Declaration of Independence of Israel	Declaration of the establishment of a Jewish State in the land of Israel, to be known as the State of Israel, 14 May 1948 https://www.knesset.gov.il/docs/eng/megilat_eng.htm
74, 81, 82, 83	Herzog, <i>The Arab-Israeli Wars</i> (2004)	Chaim Herzog, <i>The Arab-Israeli Wars</i> , updated Shlomo Gazit, Greenhill Books (2004) https://www.dropbox.com/s/agxf82fza5ck9ar/The%20Arab%20Israeli%20Wars%20Chaim%20Herzog%202.pdf?dl=0
75, 120	Israel-Jordan Armistice Agreement	Hashemite Jordan Kingdom – Israel General Armistice Agreement, Rhodes 3 April 1949 https://unispal.un.org/UNISPAL.NSF/0/F03D55E48F77AB698525643B00608D34;
75, 120	Israel-Egypt Armistice Agreement	Egyptian-Israeli General Armistice Agreement, 24 February, Rhodes https://unispal.un.org/UNISPAL.NSF/0/9EC4A332E2FF9A128525643D007702E6

Footnotes	Short Title	Full Publication Details and URL
76	Resolution of Jordanian Parliament, 24 April 1950	Resolution of Jordanian Parliament, 24 April 1950 https://ecf.org.il/media_items/464
78	Statement of King Hussein, 31 July 1988	Address to the Nation by King Hussein, Amman, 31 July 1988 http://www.kinghussein.gov.jo/88_july31.html
80	Cohen-Levinovsky, <i>Jewish Refugees during the War of Independence</i>	Nurit Cohen-Levinovsky, <i>Jewish Refugees during the War of Independence</i> , Am Oved (2014) https://www.worldcat.org/title/pelitim-yehudim-be-milhemet-ha-atsmaut-jewish-refugees-in-israels-war-of-independence/oclc/897805196
85	Rostow, AJIL Note	Eugene Rostow, Note, American Journal of International Law (1990) 717 https://www.dropbox.com/s/1pftpldoi80wkng/RostowAJIL.pdf?dl=0
85	Rostow, "Palestinian Self-Determination"	Eugene Rostow, "Palestinian Self-Determination": Possible Futures for the Unallocated Territories of the Palestine Mandate, Yale Journal of International Law, Vol 5 (1979), p147, section II https://digitalcommons.law.yale.edu/yjil/vol5/iss2/2/
86, 119.	Oslo I	Declaration of Principles on Interim Self-Government Arrangements, 13 September 1993 (DOP or Oslo I) https://peacemaker.un.org/sites/peacemaker.un.org/files/IL%20PS_930913_DeclarationPrinciplesnterimSelf-Government%28Oslo%20Accords%29.pdf

Footnotes	Short Title	Full Publication Details and URL
86, 87, 91, 119.	Oslo II	Israeli-Palestinian Interim Agreement on the West Bank and the Gaza Strip, 28 September 1995 (Oslo II) https://peacemaker.un.org/sites/peacemaker.un.org/files/IL%20PS_950928_InterimAgreementWestBankGazaStrip%28OsloII%29.pdf
88	Haley Statement	Statement of Nikki Haley (US Ambassador) to UNSC, 18 December 2018 https://usun.usmission.gov/remarks-at-a-un-security-council-briefing-on-the-middle-east-2/
88	US Senators' letter	Letter to UN Secretary General of 27 April 2017 signed by all 100 US Senators https://www.rubio.senate.gov/public/_cache/files/f6c7c142-8655-4c34-907b-ffe91b033f34/83A98BDD8379F7A35D6207DCB0D74B38.4-27-2017-rubio-coons-ltr-to-unsg-re-israel.pdf
88	Caplan, <i>The 'Charlie Brown Rain Cloud Effect'</i>	Robert A. Caplan, <i>The 'Charlie Brown Rain Cloud Effect' in International Law: An Empirical Case Study</i> , 36 Cap. U. L. Rev. (2007) 693 https://www.dropbox.com/s/3xc96gabkch64vh/SSRN-id1663902.pdf?dl=0
90	<i>Island of Palmas</i>	<i>Island of Palmas (Netherlands v USA)</i> RIAA II p829 https://legal.un.org/riaa/cases/vol_II/829-871.pdf
92, 105, 118	<i>Oppenheim's International Law</i> , Ninth Edn	<i>Oppenheim's International Law</i> , Ninth edn. (1992), edited by Sir Robert Jennings QC and Sir Arthur Watts KC MG QC, Longman Group UK

Footnotes	Short Title	Full Publication Details and URL
92	<i>Shaw, The Heritage of States: The Principle of Uti Possidetis Today</i>	Malcolm N. Shaw, <i>The Heritage of States: The Principle of Uti Possidetis Today</i> , 67 BRIT. Y.B.. INT'L L. (1996) https://www.worldcat.org/title/heritage-of-states-the-principle-of-uti-possidetis-juris-today/oclc/822341691
93	<i>Ratner, Drawing a Better Line: Uti Possidetis and the Borders of New States</i>	Steven R. Ratner, <i>Drawing a Better Line: Uti Possidetis and the Borders of New States</i> , 90 AM. J. INT'L L. (1996) https://www.jstor.org/stable/2203988?seq=1
93	<i>Peters, The Principle of Uti Possidetis Juris: How Relevant Is It for Issues of Secession?</i>	Anne Peters, <i>The Principle of Uti Possidetis Juris: How Relevant Is It for Issues of Secession?</i> in Self-Determination and Secession in International Law https://www.oxfordscholarship.com/view/10.1093/acprof:oso/9780198702375.001.0001/acprof-9780198702375-chapter-6
94, 96, 104, 105, 108, 110, 111, 112, 113, 114, 115, 116, 117	<i>Bell & Kontorovich, Palestine, Uti Possidetis Juris, and the Borders of Israel</i>	Abraham Bell & Eugene Kontorovich, <i>Palestine, Uti Possidetis Juris, and the Borders of Israel</i> 58 Ariz. L. Rev. 633 (2016) https://arizonalawreview.org/palestine-uti-possidetis-juris-and-the-borders-of-israel/
100, 101, 107	<i>Land, Island and Maritime Frontier Dispute (El Salvador/Honduras, Nicaragua intervening)</i>	<i>Land, Island and Maritime Frontier Dispute (El Salvador/Honduras, Nicaragua intervening)</i> ICJ Reports (1992) 351 https://www.icj-cij.org/en/case/75/judgments

Footnotes	Short Title	Full Publication Details and URL
101	Shaw, ‘ <i>Case Concerning the Land, Island and Maritime Frontier Dispute</i> ’	Malcolm Shaw, ‘ <i>Case Concerning the Land, Island and Maritime Frontier Dispute</i> ’, 42 ICLQ (1993) 929 https://www.jstor.org/stable/761140?seq=1
101	<i>Nicaragua v Honduras</i>	<i>Nicaragua v Honduras</i> , ICJ Reports (2007) 659 https://www.icj-cij.org/files/case-related/120/120-20071008-JUD-01-00-EN.pdf
102, 106	<i>Nicaragua (Military and Paramilitary Activities)</i>	<i>Nicaragua (Military and Paramilitary Activities)</i> ICJ Reports (1986) https://www.icj-cij.org/files/case-related/70/9627.pdf
103	<i>Burkina Faso/Republic of Mali Frontier Dispute (Burk. Faso/Niger), Judgment</i> , ICJ Rep (2013) 44	<i>Burkina Faso/Republic of Mali Frontier Dispute (Burk. Faso/Niger), Judgment</i> , ICJ Rep (2013) 44 https://www.icj-cij.org/files/case-related/69/069-19861222-JUD-01-00-EN.pdf
104	Arbitration Commission of the EC Conference on Yugoslavia, Opinions 2 and 3, reproduced by Alain Pellet, <i>The Opinions of the Badinter Arbitration Committee A Second Breath for the Self-Determination of Peoples</i> 3 EJIL (1992) 178	Arbitration Commission of the EC Conference on Yugoslavia, Opinions 2 and 3, reproduced by Alain Pellet, <i>The Opinions of the Badinter Arbitration Committee A Second Breath for the Self-Determination of Peoples</i> 3 EJIL (1992) 178 http://ejil.org/pdfs/3/1/1175.pdf
118	<i>Libya/Chad</i>	<i>Libya/Chad</i> , ICJ Reports (1994) 6 https://www.icj-cij.org/en/case/83
120	Israel Lebanon Armistice Agreement	General Armistice Agreement, Lebanon-Israel, 22 March, 1949, UN Doc S/1296; https://avalon.law.yale.edu/20th_century/arm02.asp

Footnotes	Short Title	Full Publication Details and URL
120	Israel Syria Armistice Agreement	Armistice Agreement between Israel and Syria, 20 July 1949, UN Doc S/1353 https://peacemaker.un.org/sites/peacemaker.un.org/files/IL%20SY_490720_Israeli-Syrian%20General%20Armistice%20Agreement.pdf
121	Egypt Israel Treaty of Peace	Treaty of Peace Egypt-Israel, 26 March 1979, reprinted in 18 ILM 362 (1979) https://mfa.gov.il/mfa/foreignpolicy/peace/guide/pages/israel-egypt%20peace%20treaty.aspx
121	Jordan and Israel Treaty of Peace	Treaty of Peace Between The State of Israel and The Hashemite Kingdom of Jordan 25 October, 1994, 34 ILM 43 (1995) https://peacemaker.un.org/sites/peacemaker.un.org/files/IL%20JO_941026_PeaceTreatyIsraelJordan.pdf
122, 130	<i>Relocation of the United States Embassy to Jerusalem (Palestine v. United States of America)</i>	International Court of Justice, Relocation of the United States Embassy to Jerusalem (Palestine v. United States of America) (2018). https://www.icj-cij.org/files/case-related/176/176-20180928-APP-01-00-EN.pdf
126, 130	Palestinian Media Watch, <i>Senior Fatah official: "Palestine" stretches from the Jordan River to the Mediterranean Sea and is "waqf" - an inalienable religious endowment in Islamic law</i> (11 February 2020) https://palwatch.org/page/17393	

Footnotes	Short Title	Full Publication Details and URL
127	IMPACT-se, <i>The Rejection of Peace</i>	IMPACT-se, <i>The Rejection of Peace: References to Peace Agreements, Israel, and Jews, Now Removed from PA Curriculum</i> https://www.impact-se.org/wp-content/uploads/Rejection-of-Peace -Changes-from-Pre-2016-PA-Curricula.pdf
127	Palestinian Media Watch, <i>Palestinian education teaches kids to anticipate the end of Israel</i>	Palestinian Media Watch, <i>Palestinian education teaches kids to anticipate the end of Israel</i> (29 May 2019) https://palwatch.org/page/15697
128	Palestinian Media Watch, <i>25 years after Oslo, PA and Fatah still don't recognize Israel</i>	Palestinian Media Watch, <i>25 years after Oslo, PA and Fatah still don't recognize Israel</i> (28 September 2018) https://palwatch.org/page/14740
128	Palestinian Media Watch, <i>Fatah: “We won’t relinquish a grain of soil ... from the [Mediterranean] Sea to the [Jordan] River”</i>	Palestinian Media Watch, <i>Fatah: “We won’t relinquish a grain of soil ... from the [Mediterranean] Sea to the [Jordan] River”</i> (9 December 2019) https://palwatch.org/page/17010
128	Palestinian Media Watch, <i>Official PA TV teaches children that Israel will come to an end: “All of Palestine will return to us”</i>	Palestinian Media Watch, <i>Official PA TV teaches children that Israel will come to an end: “All of Palestine will return to us”</i> (10 March 2019) https://palwatch.org/page/15404

Footnotes	Short Title	Full Publication Details and URL
128	<i>Palestinian Media Watch, “The great Palestinian dream: To liberate "Palestine" from the River to the Sea”</i>	Palestinian Media Watch, “ <i>The great Palestinian dream: To liberate "Palestine" from the River to the Sea</i> ” (27 November 2018) https://palwatch.org/page/14966
129	<i>Haaretz, Fatah Asked Israel to Help Attack Hamas During Gaza Coup, WikiLeaks Cable Shows</i>	Haaretz, <i>Fatah Asked Israel to Help Attack Hamas During Gaza Coup, WikiLeaks Cable Shows</i> (20 December 2010) https://www.haaretz.com/middle-east-news/palestinians/fatah-asked-israel-to-help-attack-hamas-during-gaza-coup-1.5096109
131	<i>The Khan al-Ahmar Victims’ Observations</i>	The Khan al-Ahmar Victims’ Observations, 12 March 2020, ICC-01/18-68 https://www.icc-cpi.int/CourtRecords/CR2020_00973.PDF
132	<i>Reference re Secession of Quebec</i> , Supreme Court of Canada	Reference re Secession of Quebec [1998] 2 S.C.R. 217 https://scc-csc.lexum.com/scc-csc/scc-csc/en/item/1643/index.do
133	<i>Badinter Arbitration Committee Opinion 2</i>	Badinter Arbitration Committee Opinion 2, reproduced in Pellet, Alain, <i>The opinions of the Badinter Arbitration Committee a second breath for the self-determination of peoples</i> Eur. J. Int'l L. 3 (1992) 184 http://ejil.org/pdfs/3/1/1175.pdf
134	<i>Italian Constitutional Court, Sentenza 118/2015</i>	Italian Constitutional Court, Sentenza 118/2015 (29 April 2015) https://www.cortecostituzionale.it/actionSchedaPronuncia.do?anno=2015&numero=118

Footnotes	Short Title	Full Publication Details and URL
134	German Constitutional Court, <i>Bavaria Referendum</i>	German Federal Constitutional Court, <i>Bavaria Referendum</i> (16 December 2016) 2 BvR 349/16
135	Spanish Constitutional Court, <i>Statute of Autonomy of Catalonia</i>	Spanish Constitutional Court, <i>Statute of Autonomy of Catalonia</i> , Judgment No. 31/2010 (28 June 2010) https://www.tribunalconstitucional.es/ResolucionesTraducidas/31-2010,%20of%20June%2028.pdf
136	Bloomberg, <i>Redrawing Borders: Here Are Five More Separatist Movements to Watch</i>	Bloomberg, <i>Redrawing Borders: Here Are Five More Separatist Movements to Watch</i> (6 October 2017) https://www.bloomberg.com/news/features/2017-10-06/redrawing-borders-here-are-five-more-separatist-movements-to-watch
137	Jerusalem Post, <i>Christians in Jerusalem</i>	Jerusalem Post, <i>Christians in Jerusalem</i> (4 December 2019) https://www.jpost.com/Israel-News/Christians-in-Jerusalem-609908
138	The Protection of Holy Places Law	The Protection of Holy Places Law 5727 (1967) https://www.knesset.gov.il/laws/special/eng/HolyPlaces.htm
139	International Christian Embassy Jerusalem, <i>Palestinian Christians: the plight of believers under Palestinian rule</i>	International Christian Embassy Jerusalem, <i>Palestinian Christians: the plight of believers under Palestinian rule</i> https://int.icej.org/media/palestinian-christians

Footnotes	Short Title	Full Publication Details and URL
140	Began-Sadat Center, <i>The Persecution of Christians in the Palestinian Authority</i>	Begin-Sadat Center for Strategic Studies, <i>The Persecution of Christians in the Palestinian Authority</i> (27 May 2019) https://besacenter.org/perspectives-papers/persecution-christians-palestinian-authority/
141	Times of Israel, <i>Half of Jerusalem Arabs want to be Israelis</i>	Times of Israel, <i>Half of Jerusalem Arabs want to be Israelis</i> (19 August 2015) https://www.timesofisrael.com/half-of-jerusalem-arabs-want-to-be-israelis-poll/
141	Washington Institute, <i>Poll shows 40 percent of Jerusalem Arabs prefer Israel to a Palestinian state</i>	Washington Institute, <i>Poll shows 40 percent of Jerusalem Arabs prefer Israel to a Palestinian state</i> (2 November 2011) https://www.washingtoninstitute.org/policy-analysis/view/poll-shows-40-percent-of-jerusalem-arabs-prefer-israel-to-a-palestinian-sta