

Submission sheet

Individuals, groups and organizations wishing to submit information and documentation to the United Nations Independent International Commission of Inquiry on the occupied Palestinian Territory, including East Jerusalem, and Israel (hereafter the “COI”) are kindly asked to fill in this sheet with any information they are able to provide, and attach it to their submissions.

It is not a requirement to provide all requested information if not available, though particular attention should be given to filling in the section on consent.

Unless indicated otherwise in the form, the COI will consider all materials received to be usable in its reports, but without attribution as to the source

Name of submitting individual/entity	The Jerusalem Center for Public Affairs (JCPA)
Contact of submitting individual/entity	Email(s): tomerila@gmail.com Telephone/WhatsApp/Signal/Other: Web Address: Agree to be contacted by the COI: Yes <input type="checkbox"/> No <input type="checkbox"/> Yes
Relationship of submitting entity/individual to the alleged victim/s	The Jerusalem Center for Public Affairs is a leading independent research institute specializing in public diplomacy and foreign policy. Founded in 1976, the Center has produced hundreds of studies and initiatives by leading experts on a wide range of strategic topics. The Center is headed by Amb. Dore Gold, former Israeli ambassador to the UN and director-general of the Israel Ministry of Foreign Affairs.
Human rights violation/s or abuses alleged to have occurred	<p>The JCPA hereby submits a report detailing Hamas’ War Crimes during the 2021 Gaza war.</p> <ul style="list-style-type: none"> • The Israel Defense Forces have no policy of deliberately targeting civilians or civilian property and make every effort to give effective advance warning of impending strikes that could potentially affect the civilian population. • The success of Israel’s “Iron Dome” anti-missile defense system in reducing the threat of over 4,000 rockets fired by Hamas and Palestinian Islamic Jihad in May 2021 cannot in any way reduce the extent of the

Palestinians' criminal liability for severe war crimes in willfully and deliberately directing massive barrages of missiles toward civilian centers in Israel.

- **The deliberate and cynical use by Hamas and Islamic Jihad of their own civilians as human shields, as well as their use of mosques, hospitals, schools, and private houses as weapons storage facilities and firing platforms, are no less severe war crimes and violations of international humanitarian law.**
- **The construction of tactical tunnels beneath urban civilian areas, hospitals, public facilities, and urban roads are also war crimes and grave violations of international humanitarian law.**
- **The indiscriminate targeting of Israeli cities and civilians practiced by Hamas violates the rule of distinction in international law, which requires combatants to limit attacks to legitimate military targets.**
- **Moreover, advocating a religious holy war aimed at creating a regional Islamic entity encompassing the whole of the territory of Israel appears to contravene the provisions of the 1948 Convention on the Prevention of Genocide.**
- **For all such crimes, Hamas and PIJ leaders and commanders are accountable and prosecutable under international law.**

	Please see the full report: https://jcpa.org/article/the-legal-war-hamas-war-crimes-and-israels-right-to-self-defense/
Violations of the laws and customs of war (international humanitarian law)	
Date/s of incident/time period	
Place of incident	Village/township/city: Province:
Name/s of alleged victim/s gender, age	Name: Gender: Age: Father's name: Nationality: Profession: Phone number/email: Address:
Identification of those allegedly responsible	Name of alleged perpetrator if known: Hamas leader, Yahya Sinwar Palestinian Islamic Jihad (PIJ) leader, Ziyad al-Nakhalah State or non-state entity with which perpetrator is affiliated, if any: Hamas Palestinian Islamic Jihad (PIJ) Any identifying marks of the perpetrator which indicate their affiliation, such as the colour or pattern of their uniform and uniform's insignia:
Description of the incident(s)/allegations (2000-word limit)	9
Description of the State's response, (500-word limit)	Indicate whether the incident was reported to the authorities: Yes <input type="checkbox"/> No <input type="checkbox"/> If yes, which authorities: Information on any investigations, judicial processes, decision/judgements and sentences, including reparations, in response to the incident:
Methodology employed in the collection of information	Please provide a description of the methodology employed in the collection of the information shared- primary, secondary sources, means of verification, etc., along with how informed consent was gained from the information provider. If needed, attach a copy of the relevant standard operating procedures followed.
Consent	Please indicate whether you, the person submitting the information, agree to the following use of the information by the COI with or without personally identifiable data: <u>INFORMED CONSENT TO USE THE INFORMATION:</u>

	<p>1. Use internally and publicly (e.g. public report, press release), with <input type="checkbox"/> without <input type="checkbox"/> personally identifiable data. Agree</p> <p>2. Use internally only (within the COI), with <input type="checkbox"/> without <input type="checkbox"/> personally identifiable data. Agree</p> <p><u>INFORMED CONSENT TO SHARE THE INFORMATION:</u></p> <p>1. Raise the case with national authorities, courts or accountability mechanisms that respect international standards (including due process) with <input type="checkbox"/> without <input type="checkbox"/> personally identifiable data. Agree</p> <p>2. Share info with national human rights institutions, with <input type="checkbox"/> without <input type="checkbox"/> personally identifiable data. Agree</p> <p>3. Refer to national or international organizations (including UN human rights mechanisms and other UN entities) providing victim assistance (e.g. ICRC, medical, legal), with <input type="checkbox"/> without <input type="checkbox"/> personally identifiable data. Agree</p> <p>5. Share info with international and regional courts – including the International Criminal Court (ICC) -, or accountability mechanisms of other States that respect international standards (including due process) with <input type="checkbox"/> without <input type="checkbox"/> personally identifiable data. Agree</p> <p><u>Additional Details on Consent:</u></p> <p>Please indicate if consent to provide this information to the CoI has been received from the alleged victims (any consent given must be provided by the victim or by relatives or legal representatives on their behalf, or by a parent/legal guardian in case of a child) Yes <input type="checkbox"/> No <input type="checkbox"/>; consent provided by: _____</p> <p>If necessary, please explain:</p>
<p>Description of any broader issues not related to specific violations (2000-word limit)</p>	<p>Description should be succinct, highlighting issues of relevance to the mandate of the COI, and include concrete examples whenever possible.</p> <p>Please also include information on the impact of these violations, as well as age and gender-sensitive considerations (e.g. how these violations affected women and men, girls and boys differently) as relevant.</p>
<p>Any other human rights NGOs to whom you reported the incident</p>	<p>If appropriate, please provide name and contact information of any other person or organization to whom the incident was reported.</p>

<p>Additional materials (documents, images, videos, etc) relevant to the incident(s)/allegation(s)</p>	<p>Please indicate, if you are aware of, or in possession of, any additional materials from other sources (including the media and NGOs) in which the above incident(s)/allegations are cited, that are deemed relevant/useful. The COI may follow-up at a later date in order to receive the material(s) indicated.</p> <p>Date of publication: Published: 03/06/2021</p> <p>Title: The Legal War: Hamas' War Crimes and Israel's Right to Self-Defense</p> <p>https://jcpa.org/article/the-legal-war-hamas-war-crimes-and-israels-right-to-self-defense/</p> <p>Type of material: 2 Documents <input type="checkbox"/> (total doc); Image <input type="checkbox"/> (total images); Video <input type="checkbox"/> (total videos); Other (please specify)</p>