

A SUBMISSION TO

THE

Parliamentary Senate Legal and Constitutional Committee

Inquiry into the Anti-Terrorism Laws Reform Bill 2009

BY

ASEM JUDEH

August 2009

Melbourne 28 August, 2009

Committee Secretary
Senate Standing Committee on Legal and Constitutional Affairs
Parliament House
CANBERRA ACT 2600
AUSTRALIA

Dear Committee Secretary,

I am pleased to write this submission to the proposed Anti-Terrorism Bill.

In my response to the Labor government **Inquiry into the Anti-Terrorism Laws Reform Bill 2009**, I will be covering the following issues:

- Expanding the definition of "terrorist act" to include psychological injuries as well as physical harm, extending incitement to include racial and religious violence urged against individuals as well as groups, and an extension of the "terrorist hoax offence" - which now applies mainly to phone hoaxes.
- Proscribing terrorist organizations for three years, rather than two.
- Removing Hamas, other Palestinian organisations and Hizbollah from the government terrorist list.
- Advancing Middle East Peace Process and ending Israeli barbaric military occupation is the only solution to put an end to violence and hatred toward USA and the West.
- Israel military and security agencies and illegal settlers movement must be listed on the government terrorist list.

I have more evidence, not included in this submission, proves that Australian security agencies **only** report to the government of the day the things they would like to hear!

I offer this Submission for your consideration and assessment, I will be pleased to appear before the Committee to give oral evidence about what included in the submission and answer any questions and clarifications.

Best Regards,

Asem Judeh

- Criminal gangs in the Palestinian occupied territories has killed hundreds Palestinian civilians. They receive financial assistant from Australia.

Why Australian Government, Parliament and Australian security agencies are silent on those criminals?



Islamic Law Vs Jewish Law: The following ad ‘**Rabbis say NO to [Gaza] Disengagement**’ has been published in the *Australian Jewish News*, **5 August 2005**, signed by **33 Australian Orthodox Jewish Rabbis**.

The following paragraph from the ad:

“A Definitive Halachic (Jewish Law) Ruling Forbidding the Surrender of Any Part of the Holy Land. Based on ruling recently issued by 300 prominent Israeli Rabbis, including former Justices of Israel’s Supreme Rabbinical court, **Jewish Law** prescribes that if marauders approach a border town on the Sabbath, even if their ostensible aim straw and stubble, **we are commanded to desecrate the Sabbath, take up arms, and repel their attack**, for otherwise the entire land will conquer-therby endangering Jewish lives.”

Imagine, if group of Australian Muslim clerics issued a media release like that in relation to Australian military involvement in Iraq or Afghanistan, what our government and security agencies (and the media) response will be!

Imagine, if Australian government is committed to justice and peace in Palestine according to United Nations various resolutions and International Law and took a firm stand from Israeli-Zionist crimes and illegal military occupation, how Jewish Rabbis will react according to the **Jewish Law!**

Friday, August 5, 2005

ADVERTISEMENT

RABBIS SAY NO TO DISENGAGEMENT

"The message of the Torah, Torat Chaim and Torat Emet, namely: that Eretz Yisrael is ours by Divine Covenant, ognized by all who believe in the sanctity of the Torah; and the "facts of life" and "truth" are that Jews are not "aggressors" in their homeland, but that what has passed into our hands is only a restitution of what is rightfully will and grace, not by the "false grace" of the United Nations. And we cannot afford to be magnanimous and part of our tiny land in response to the threat of force, since the retention of every last inch of it is a matter of the five million Jews as well as for our Jewish people as a whole."

Letter written by Lubavitcher Rebbe 1980 (The Letter)

A definitive Halachic (Jewish Law) Ruling Forbidding the Surrender of Any Part of the Holy Land

(Based on a Ruling Recently Issued by 300 Prominent Israeli Rabbis, Including Former Justices of Israel's Supreme Rabbinical Court)

The meticulous observance of the Sabbath as a Day of Rest is one of the most cherished of all Jewish religious obligations. Nevertheless Jewish Law prescribes (see Orach Chaim, 329:6) that if marauders approach a border town on the Sabbath, even if their ostensible aim, straw and stubble, we are commanded to desecrate the Sabbath, take up arms, and repel their attack, for otherwise the entire land will conquer-therby endangering Jewish lives. The classical Rabbinic authority, "the Rema" adds that this applies "even if they have not yet only preparing to arrive."

The current situation is far more severe than that depicted in Shulchan Aruch making the above ruling all the more applicable:

1. The towns and settlements threatened to be expelled are not merely close to Israel's threatened borders-they themselves are borders.
2. Israel's enemies are not coveting mere straw and stubble; they shamelessly declare their desire to dispossess the Jews of all t "drive the Jews into the sea," G-d forbid.
3. Experience has taught that even mere negotiation of handing over settlements increases Israel's enemies' brazen desire to l against us.

Hence since conceding any territory would surely severely jeopardize the safety of all the five million Jews living in the Holy Land, it is f circumstances, to carry out the Israeli government's perilous "disengagement" plan, or to in any way participate in it or endorse it.

We call on all Rabbis and all Jews to join us in openly condemning this suicidal surrender.

We also call on all Jews to increase in **Torah study, prayer, and good deeds** to avert this terrible disengagement.

P'sak Din adapted by Rabbi Yeoshophot Oliver (Melbourne)

We, the undersigned:

	Rabbi Yosif Y. Hacoheh Gutnick (Chabad House of Caulfield 770)
	Rabbi Yitzhak D. Groner (Director of The Yeshivah Centre)
	Rabbi Y. L. Cohen (Sassoon Yehuda Sephardi Synagogue)
	Rabbi Yaakov Glasman (North Eastern _ Yeshurun Congregation)
	Rabbi Michael Stern (Emmy Monash Homes)
	Rabbi B. Shapiro (FREE)
	Rabbi Elisha Greenbaum (Moorabbin Hebrew Synagogue)
	Rabbi M. M. Groner (Chabad House Glen Eira)
	Rabbi Yossi Gordon (Chabad House of Tasmania)
	Rabbi Shaul Engel (Chai Centre @ Bayside)
	Rabbi Mottel Krasnjanski (Ohr Chadach)
	Rabbi A. Blesofsky (Yeshivah College)
	Rabbi C. E. Gorelik (FREE)
	Rabbi Leor Broh (Bet Haroeh)
	Rabbi Sholom Ber Engel (Montefiore Homes Caulfield)
	Rabbi Benuch David Lieder (Chabad House for Israel) Tourists)

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1. Executive Summary

Australian Government like any government has the right to protect its citizens from any terrorist activities. I believe that the existing anti-terror laws, criminal law and investigation processes are adequate to address any threats of real terrorism. Our main concern from the proposed legislation's that it will be used harshly to demolish Australian civil liberty and **almost** it will target unfairly **only** Muslims and Arabs, as it happened in United States and elsewhere in EU.

For any government to be able to deal with threat of real terrorism requires an even handed foreign affairs policy and better understanding to the conflicts around the world. But this is not the case with Middle East long conflict and Israel illegal military occupation and long history of terrorism.

Israel's lobby in Australia collect money and 'recruiting' Australians, Jews and non-Jews, to serve in Israel Defence Force. They managed to do that with the Government full knowledge and support. It seems to us that Israel's lobby has had access to the Government departments and other agencies, and the government treats them as if they are the 'chosen' community in Australia. Politicians repeat from time to time their blind support to Israel, the only military occupation force on the earth. For example, Mr John Howard said that:

*"I am, as your President has said, somebody who is an unapologetic and long-standing friend of Israel and of the Jewish community particularly in Australia. It's a friendship that predates my entry into politics."*¹

The then Liberal Foreign Affairs Minister, the Hon Alexander Downer, made it very clear by stating that:

*"Australia attaches great importance to the bilateral relationship with Israel. Over the past half century, we have seen the relationship grow from strength, especially as a result of increasingly close people-to-people contact stimulated largely by an active and concerned Jewish community in Australia."*²

Rudd-Gillard Labor government took followed former Liberal PM John Howard line from Israel-Palestine issue and turned blind eye to Israeli terrorism toward Palestinian civilian population.

The government, Liberal and Labor, blind support to Israel's aggression and military occupation and these kind of statement from politicians from time to time **only** means that Israel's lobby is above the law. Not only that, but also they have influence over the government to stereotype against Islam, Muslims and Arabs.

¹ The Hon John Howard MP, address at American Jewish Committee and Australia/Israel Jewish Affairs Council. New York, 30 January 2002.

² The Australian Jewish News, Melbourne Edition - Friday May 28, 1999.

We don't need more draconian anti-terror laws.

The Coalition, who produced a marked turnaround from the Howard years accused the Labor Government of taking a draconian approach.

Former Victorian attorney-general and barrister Jim Kennan SC agrees there needs to be a review of the laws, but he says they are already too sweeping.

"I don't think that there's examples that have been demonstrated here or overseas where the terrorist laws aren't strong enough," he said.

"Rather the concern is that in some cases like the Haneef case, they have led to injustices and there may be a case for ... putting in as they have in England an independent monitor of the terrorist laws who can report to Parliament on how they're operating.

"It's that sort of balance that I would like to see go into them."³

Lawyer Robert Stary, who represented Jack Thomas, who was charged with terrorism-related offences, says the Government should be focusing its efforts on repealing some laws.

"For instance, preventative detention laws have never been used under the ASIO legislation, and they should be repealed," he said.

"The control order litigation, that should be repealed - it was unsuccessfully used against Jack Thomas, and farcically used against David Hicks."

Mr Stary says our current terrorism legislation leaves Australia a hypocrite if it criticises other countries like China and Dubai currently holding Australians without charge.

"We should look in our own backyard before we criticise any foreign government about the way they detain people, and any suppression of any information that comes out of those cases - we are one of the worst examples of that fact," he said.

He said authorities should be involved in engagement and consultation with people whose views might influence young people, "rather than hitting them with a sledgehammer".

"Look what's happened in the Tamil community, the failed prosecution in Melbourne where the Government, through the Commonwealth DPP, engaged in litigation that went six months in the Supreme Court, then to file a notice of discontinuance," he said.

"The Tamil community have been decimated militarily in Sri Lanka, and Tamil communities then in Australia and elsewhere in the world are still being hit with a sledgehammer by prosecutions in various countries.

³ ABC News 22 July 2009 'Anti-terrorist crackdown on religious extremists'
<http://abc.gov.au/news/stories/2009/07/22/2632741.htm?site=local>

"What the Government ought to be spending, rather than spending \$20 billion on terrorism, they should be spending that money on engagement, consultation with communities and having an inclusive approach rather than a marginalisation approach."⁴

⁴ ABC News 22 July 2009 'Anti-terrorist crackdown on religious extremists'
<http://abc.gov.au/news/stories/2009/07/22/2632741.htm?site=local>

2. Summary of Recommendations

1. As Australian citizen, I strongly believe that Australian government has responsibility protecting **all** citizens.
2. I believe that anti-terrorism bills require a fair and balanced Australian Middle East and elsewhere foreign affairs policies.
3. List Israel and all its security agencies on the list of terrorist organisations and demand immediate ban of sending tax-payers money as donations to fund genocide against Palestinians.
4. Remove Palestinian, Lebanese, Kashmeree national resistance from the list of terrorist organisations. These have great impact on the community and are used to terrorise many of the community members who have family members there and are sending them money or other support. It also gives Zionist lobby all excuses to freely air their poisonous propaganda.
5. Repeal of sedition or any action inciting resistance to lawful authority and tending to cause the disruption or overthrow of the government
6. **The Committee and the Government must have a clear definition of terrorism.**
7. Excluding legitimate armed conflicts for self-determination from the definition of terrorist acts.
8. Repealing the offence of possessing a thing in connection with a terrorist act.
9. Reforms to the proscription of terrorist organisations, including the repeal of the association offence because these are very broad and can be applied in a very discretionary way.
10. Safeguards to Commonwealth detention powers and ASIO questioning powers.
11. Consider the recommendations by former Supreme Court justice John Clarke, QC, into the case of Indian doctor Mohamed Haneef. Mr Clarke criticised a number of aspects of the counter-terrorism laws, including the lack of a cap on the amount of a time police could detain suspects without charges.
12. I believe that the current Government blind support to Israel will encourage Israel's lobby to stereotype against Muslims and Arabs.
13. I believe that Zionism is the worse racist and fascist ideology around the world. It worth that your committee investigates about that. Particularly investigating their fund raising and recruiting Australians to settle in Palestinian occupied land and serve in the Israeli Occupation Force.
14. I believe that Zionists are the main power and source behind all kind stereotype and racism against Islam, Muslims and Arabs. This will encourage them to make a hoax claims against those people and any one who dare to criticise Israel or point to their illegal activities.
15. I believe that people who make a hoax claims must be severely punished and investigate their real motivation.
16. I believe that Jewish National Fund and United Israel Appeal Refugee Fund are the most Zionists racist and terrorist organisations, through their tax exempt and through their educational programs at Jewish day schools. They bring regular racist and war criminals from Israel as foreign guest speakers to stereotype the Jewish community, lobby Australian politicians and the media. Their racist activities needs to investigated and banned from working in Australia.
17. I encourage your Committee to consider the recommendations made by the Parliamentary Foreign Affairs Sub-Committee, **August 2001**, regarding the

definition of terrorism and the cause of violence/terrorism in the Middle East. The Committee recommendation was: “The Committee recommends that all Australian political and official public statements condemning terrorism and violence in the context of the Middle East conflict continue to be framed in terms which clearly apply to **all** the parties in the conflict.”

18. I believe that the committee must look at Jewish day schools and investigate their curriculum if it encourage/educate hatred and other illegal activities.
19. I recommend to the committee to **declare that 'International Zionism' is a terrorist military organisation and seized all their assets**, as former Liberal MP, Mr Bill Yates suggested.

3. Definition of Terrorism

“If one looked at the official definition of terrorism, it would be identical to the official definition of American foreign policy [and Israelis daily humiliation to the Palestinians]”

Prof. Noam Chomsky, an American Jew.

The then United States Secretary Collin Powell in his speech to the World Economic Forum at the Waldorf-Astoria said that: **“The terrorism really flourishes in areas of poverty, despair and hopelessness, where people see no future.” So the United States and its allies must also fight world poverty, he said, adding: “We have to show people who might move in the direction of terrorism that there is a better way.”**⁵

“... that if you keep a people downrodden, effectively poor, with minimal political representation and little prospect of improving their lot, and then at the same time, gradually piece by piece take over their property ... you are going to give them no option. They (the Palestinian) are just going to give up in despair and the young hotheads are going to indulge in things you might call terrorism.”⁶ **Late Peter Nugent, MP who led an Australian Parliamentary Delegation for a fact-finding mission to the Palestinian territories and Israel, 1998.**

The Parliamentary Foreign Affairs Sub-Committee, which inquired about Australia’s relation with Middle East countries in January 2000, tabled its report in the parliament on **August 2001**. The Sub-Committee recommended in its report that: “The Committee recommends that all Australian political and official public statements condemning terrorism and violence in the context of the Middle East conflict continue to be framed in terms which clearly apply to **all** the parties in the conflict.”

We believe strongly that this recommendation is an accurate description to the cycle of violence and terrorism in the Middle East based on their findings and the large numbers of submissions the Sub-Committee received from the public. Keep in your mind, that the Sub-Committee Terms of Reference called **only** Hamas, alJihad and Hizb Allah extremist organisations. But the Sub-Committee forced to change its wording in the way they put it in its recommendation. Of course, that angers the Zionist lobby.

3.1 Violence in Middle East and Peace Process.

The causes of Middle East terrorism are mainly the result of the unresolved Arab-Israeli conflict.

Any dealings with Middle East terrorism policy should consider seriously Israeli

⁵ ‘2 Top Officials Offer Stern Talk on U.S. Policy’ New York Times, 2 February 2002

⁶ Middle East MP’s concern over Palestinians, by Ross Dunn. The Age Monday 11 May 1998.

illegal military occupation to the Palestinian territories and Palestinians daily humiliation by the occupation force.

Without ending the Israeli barbaric military occupation and withdraw to 1967 borders, the cycle of violence will continue.

3.2 Who's terrorist? An Israeli view

Gideon Levy, an Israeli writer, wrote in the Ha'artz, March 2001, 'Defining violence':

Who's a terrorist? Aida Fatahia was walking in the street; Ubei Daraj was playing in the yard. She was the mother of three; he was nine years old. Both were killed last week by Israel Defense Forces (IDF) bullets, for no reason. Their killing raises once again, in all its horror, the question of whether Palestinian violence is the only violence that should be called terrorism. Is only car bombing terrorism, while shooting at a woman and child is not? Fatahia and Daraj join a long list of men, women, and children who were innocent of wrongdoing and killed in the past five months by the IDF. In the Israeli debate, their deaths were not a result of "terror actions" or "terrorist attacks" and the killers are not "terrorists." Those are terms used only for Palestinian violence.

The right - and the left - in Israel always make that distinction: Palestinian violence is terrorism; Israel only defends itself. The huge gap between the numbers of innocent victims on both sides doesn't change this one-sided definition. IDF Chief of Staff Shaul Mofaz, commander of an army that has killed almost 90 children in the last five months, calls the Palestinian Authority (PA) a "terrorist entity," and totally ignores the actions of the army - and the results of those actions.

But the questions must be asked: Aren't massive land expropriations, systematic house destructions, the uprooting of orchards and groves, also a form of violence? Isn't cutting off entire towns and villages from their source of water a type of violence?

Isn't limitation on freedom of movement by slicing whole areas of the population off from each other and denying medical attention to the residents - even when it's a matter of life and death - any less painful than highway shootings?

A pregnant woman whose baby dies or a patient who died because they couldn't get to the hospital - something that has become almost routine in the territories - aren't they victims of terrible violence? What about the behavior of soldiers and police at checkpoints, on the roads, everywhere? The humiliations and beatings, and the settler's own violence against Palestinians - what should that be called?

For most Israelis, the violence is what the Palestinians are doing to us. The Israeli reaction is always just a reaction, much more fatal, perhaps, but a lot less ruthless. They blow up bombs in our markets, and we only shoot at the planners, the inciters, and the terrorists.

So, sometimes chips may fly, as the saying lately goes, and some innocents are also killed, but of course, nobody meant it. That's just the way things are in war. That way, Israel always comes out the winner: It doesn't intend to kill innocent people. But does the intention matter to the many victims?

Israelis don't consider all of Israel's other steps - the sieges and curfews, the expropriations and house destruction - violence, of course. That's why Israel says it wants an end to the violence "and a return to the status quo ante," whether as a condition, by Prime Minister Ariel Sharon, or as a demand, by Foreign Minister Shimon Peres, for renewal of the negotiations.

When Israel says it wants a return to the status quo before the Intifada, it means it wants the Palestinians to stop their violence, and then Israel's violence, which is only a defensive reaction to the Palestinians', will naturally stop.

In other words, Israel wants the Palestinians to reassume their meek surrender to the brutality of the occupation, while the violence of the occupation continues.

Back in Oslo, both sides agreed to avoid violence, Israel claims, so the current outbreak of violence is therefore a gross violation of the agreement.

Moreover, since the Palestinians initiated the Intifada, - "they started it" - the responsibility for stopping it is on their shoulders. But wasn't the Intifada preceded by a series of violent acts by Israel, which expropriated land, closed areas, uprooted farms, expelled people, tortured suspects, dried up resources and destroyed homes - long before the Intifada, and with no less violence than the Palestinians? Israel is not demanding an end to that violence.

When it's only exploding buses and mortar rounds falling on settlements that is defined as violence, it's easy to blame the other side for violating agreements.

But that's not the whole picture. Israel is not ready in the same breath to put an end to its own violence. The demand for an end to violence is obviously right and justified. Violence - any violence - is wrong, and an end to the violence has to be on the top of the agenda of any political negotiation.

Israel can and should demand that the Palestinians silence their weapons. But it should demand the same of itself, regarding all the various weapons it uses against the Palestinians.

But when, as it did last week, Israel uses bulldozers to create impassable barriers to and from 33 villages, and there's no way for an ambulance or water container to get in, the demand for an end to the violence is outrageously hypocritical. An end to the violence? Why shouldn't Israel, as the stronger side, try being the first?

3.2 Current Israel's terrorist war. An Israeli view

As part of Israel war preparations, the Israeli racists are trying to isolate and neutralize the leaders of possible opposition. This is the basis for the threats and attacks against former Arab MK Azmi Bishara. This is the basis for the incitement against Uri Avnery. The Israeli political and military strategy is clear, and is being carried out systematically.

Uri Avnery wrote 'Arafat can't press a button to turn off the bombers', Thursday, March 28, 2002, warning from Israel's current unjustified war against Palestinian leadership, people and infrastructure. He wrote:

TEL AVIV: *When a whole people is seething with rage, it becomes a dangerous enemy, because the rage does not obey orders. When it exists in the hearts of millions of people, it cannot be cut off by pushing a button. When this rage overflows, it creates suicide bombers fueled by the power of anger, against whom there is no defense. A person who has given up on life is free to do whatever his disturbed mind*

dictates. Some of the suicide bombers are killed before they reach their goal, but when there are hundreds of them, thousands of them, no military means will restore security. The actions of Lieutenant General Shaul Mofaz, the army chief of staff, during the last month have brought this rage to an unprecedented pitch and instilled it into the hearts of every Palestinian, be he a university professor or a street boy, a housewife or a high-school girl, a leftist or a fundamentalist. When tanks run amok in the center of a town, shooting indiscriminately in all directions, causing panic to a whole population, it induces helpless rage.

When soldiers crush through a wall into the living room of a family, causing shock to children and adults, ransacking their belongings, destroying the fruits of a life of hard work, and then break the wall to the next apartment to wreak havoc there, it induces helpless rage. When officers order to shoot at ambulances, killing doctors engaged in saving the lives of the wounded, it induces helpless rage. And then it appears that the rage is not helpless after all. The suicide bombers go forward to avenge, with a whole people blessing them and rejoicing at every Israeli killed, soldier or settler, a girl in a bus or a youngster in a discotheque. Israelis are dumbfounded by this terrible phenomenon. They cannot understand it, because they don't know (and perhaps don't want to know) what has happened in the Palestinian towns and villages. Only feeble echoes of what really happened have reached them.

The obedient media suppress the information, or water it down.

The generals look helplessly at a struggle they do not understand and make arrogant statements divorced from reality. Pronouncements like "We have taught them a lesson," or "We have destroyed the infrastructure of terrorism," show an infantile lack of understanding of what they are doing.

On the contrary they have built a hothouse for rearing suicide bombers. A person whose beloved brother has been killed, whose house has been destroyed in an orgy of vandalism, who has been mortally humiliated before the eyes of his children, goes to the market and buys a rifle. This sort of hatred is now everywhere. Bands of armed men roam all the towns and villages of the West Bank and the Gaza strip. These bands do not belong to any organization.

Members of Fatah, Hamas and the Islamic Jihad team up to plan attacks, not giving a damn for the established institutions. Anyone who believes that Yasser Arafat can push a button and stop this is living in a dream world.

Arafat is the adored leader, now more than ever, but when a people is seething with anger he cannot stop it either. At best, the pressure cooker can cool off slowly, if the majority of the people are persuaded that their honor has been restored and their liberation guaranteed.

Then public support for the "terrorists" will diminish. They will be isolated and wither away. That was what happened in the past. During the Oslo period there were attacks too, but they were conducted by dissidents, fanatics, and the public aversion to them limited the damage they caused.

American politicians, like Israeli officers, do not understand what they are doing.

When an overbearing vice president dictates humiliating terms for a meeting with Arafat, he pours oil on the flames. A person who lacks empathy for the suffering of the occupied people, who does not understand their condition, would be well advised to

shut up. Because every such humiliation kills dozens of Israelis. After all, the suicide bombers are standing in line.

3.3 Israel's State Terrorism. An Israeli perspective

Dr. Lev Grinberg, another Israeli citizen who condemn Israel's illegal occupation and daily humiliation to the Palestinians. He is a political sociologist, Director of the Humphrey Institute for Social Research, at Ben Gurion University. Dr Grinberg wrote about Israel's State Terrorism, 31 March 2002:

***What is the difference between State terrorism and individual terrorist acts? If we understand this difference we'll understand also the evilness of the US policies in the Middle East and the forthcoming disasters.** When Yassir Arafat was put under siege in his offices and kept hostage by the Israeli occupation forces, he was constantly pressed into condemning terror and combatting terrorism. Israel's State terrorism is defined by US officials as "self-defense", while individual suicide bombers are called terrorists.*

The only "small" difference is that Israeli aggression is the direct responsibility of Ariel Sharon, Benjamin Ben Eliezer, Shimon Peres and Shaul Mofaz, while the individual terrorist acts are done by individuals in despair, usually against Arafat's will. One hour after Arafat declared his support of a cease fire and wished the Jews a Happy Passover feast, a suicide bomber exploded himself in an hotel in Netanya, killing 22 innocent Jews celebrating Passover. Arafat was blamed as responsible for this act, and the present IDF offensive has been justified through this accusation. At the same time, Sharon's responsibility for Israeli war crimes is being completely ignored. Who should be arrested for the targeted killing of almost 100 Palestinians? Who will be sent to jail for the killing of more than 120 Palestinian paramedics? Who will be sentenced for the killing of more than 1,200 Palestinians and for the collective punishment of more than 3,000,000 civilians during the last 18 months? And who will face the International Tribunal for the illegal settlement of occupied Palestinian Lands, and the disobedience of UN decisions for more than 35 years?

Suicide bombs killing innocent citizens must be unequivocally condemned; they are immoral acts, and their perpetrators should be sent to jail. But they cannot be compared to State terrorism carried out by the Israeli Government. The former are individual acts of despair of a people that sees no future, vastly ignored by an unfair and distorted international public opinion. The latter are cold and "rational" decisions of a State and a military apparatus of occupation, well equipped, financed and backed by the only superpower in the world.

Yet in the public debate, State terrorism and individual suicide bombs are not even considered as comparable cases of terrorism. The State terror and war crimes perpetrated by the Israeli Government are legitimized as "self-defense", while Arafat, even under siege, is demanded to arrest "terrorists".

I want to ask: Who will arrest Sharon, the person directly responsible for the orders to kill Palestinians? When is he going to be defined a terrorist too? How long will the world ignore the Palestinian cry that all they want is freedom and independence? When will it stop neglecting the fact that the goal of the Israeli Government is not security, but the continued occupation and subjugation of the Palestinian people? As Israelis in the opposition, we are fighting against our government, but the international support that Sharon receives is constantly jeopardizing our struggle. The whole international public opinion must be reverted, and the UN

must deploy intervention forces in order to stop the bloodshed and the imminent deterioration. Israelis and Palestinians desperately need the awakening of the international community's public opinion and a reversal in the global attitude. These are needed both in order to save our lives (literally), and preserve our hope in a better future.

4. Israel's Terrorism and Crimes against humanity – Israeli war on Gaza (December 27, 2008 – January 22nd 2009)

The Labor government when they were on the Opposition they have criticised Liberal government anti-terror law. Labor Attorney-General Robert McClelland MP has criticized his predecessor Philip Ruddock cut and pasted from various private sector internet sites to list the Palestinian Islamic Jihad (PIJ) as terrorist organisations under Australia's counter-terror laws.

Mr. Robert McClelland now in power to review all the decisions taken by his predecessor to list unfairly Palestinian organizations and Hizbollah terrorist organizations.

The Labor Attorney-General Inquiry has no mention to that instead he proposed to proscribing terrorist organizations for three years, rather than two, **without** any review to the facts and ASIO's advise to the former Liberal government.

Israel not only kept the Palestinian under poverty line but left Palestinian without any hope by confiscating their lands, demolishing their houses, using all Israel's weaponry against unarmed civilians, assassinate Palestinians, destroying Palestinian infrastructure, keeping 3.5 million Palestinian under barbaric siege and building illegal settlements. That's why Israel was not interested at all in peace process. The why Sharon and his government responded to the Arab summit peace proposal by declaring total war against Palestinian and all Arab states.

Israel only interested in apartheid peace and want Palestinian leadership to be like South Lebanon Army to police Israel and kill or jail Palestinian people.

Millions of people around the world went to the streets for more than 23-days protesting Israel's recent war on Gaza. Many commentators and experts believes that Israeli continuous killing of Palestinian civilians and military occupation will create more hatred toward the America and the West.

“Where were your [Former Labor Opposition Leader Simon Crean] words of advice on this? Advice to your audience that Israeli sophistry over settlements feeds Palestinian sophistry over violence and terrorism. All you could manage was a weak-kneed reference to the dismantling of "unauthorised" settlements as an "important" confidence-building measure by the Israeli Government.

Unauthorised by whom, we might ask? Why, the Israeli Government, of course.

The 400,000-plus Israelis living in other settlements in the West Bank, East Jerusalem and Gaza were all authorised, and subsidised, by successive Israeli governments. No one else "authorised" them. Not the international community, certainly not the Palestinians, not even the Australian Labor Party.”

'Memo Simon Crean: be honest in dealing with Israel', *The Age* 4th September 2003. By former Australian Ambassador to Israel, Mr Peter Rodgers.
<http://www.theage.com.au/articles/2003/09/03/1062548900687.html>

Attached are photos comparing terrorist attack on USA, September 11, 2001 and Israeli terrorist war on Gaza early this year. See **Appendix A**.

4.1 Removing Hamas and other Palestinian organisations from the government terrorist list

According to my knowledge none of Palestinian organisations are listed under UN Security Council resolution as a terrorist organisation, including Hamas and Palestinian Islamic Jihad.

But former Liberal John Howard government under pro-Israel lobby pressure has listed [Hamas's Izz al-Din al-Qassam Brigades - Listed in Australia 9 November 2003, re-listed 5 June 2005, 7 October 2005 and 10 September 2007](#) and [Hizballah External Security Organisation - Listed 5 June 2003 and re-listed 5 June 2005 and 25 May 2007](#).

Interestingly, the then **Shadow Minister for Homeland Security Robert McClelland MP** when he was in the opposition has criticised the then Liberal Attorney-General Philip Ruddock when he gazetted a regulation listing the Palestinian Islamic Jihad (PIJ) as terrorist organisations under Australia's counter-terrorism laws!

The media quoted the then **Shadow Minister for Homeland Security Robert** saying that *"the intelligence quoted by the Government concerning the Palestinian Islamic Jihad (PIJ) was "alarmingly ... cut and pasted from various private sector internet sites. The sites plagiarised included a British publishing company (Jane's Terrorism and Insurgency Centre Database) and Israeli (International Policy Institute for Counter Terrorism) and United States (Centre for Defence Information) academic think tanks. Significantly no sources were acknowledged."* (Source: **UNITY the national publication of the United Nations Association of Australia May 6, 2004 , No 379**)⁷

We expect the Labor Attorney-General Robert McClelland MP to delist all Palestinian organizations and Hizbollah from the government terrorist list.

The barbaric Israeli war on Gaza early this year has proven that listing Hamas's Izz al-Din al-Qassam Brigades and other Palestinian organisations will not bring any peace to Middle East long conflict.

More official voices in EU and USA are calling for direct dialogue with Hamas and Hizbollah.

⁷ See also ABC AM radio current affairs program, Tuesday, **4 May, 2004**
'Government accused of plagiarising terrorism information'
<http://www.abc.net.au/am/content/2004/s1100891.htm>

- “France signalled on Tuesday that it might be prepared to hold talks with Hamas even if the Palestinian Islamist group does not recognize Israel as Paris and other Western powers have demanded for years.” (Source: *Ha’aretz* 20/01/2009 ‘France may talk to Hamas even if group doesn't recognize Israel’)⁸
- “If a Palestinian unity government is established, Europe would be willing to recognize the Palestinian leadership, and would consequently lift the sanctions it imposed on Hamas, sources in the entourage of French President Nicolas Sarkozy told France 2 television on Monday.” (Source: *Ha’aretz* 19/01/2009 ‘Report: EU to lift sanctions on Hamas if Palestinian unity gov't formed’)⁹
- “Former British PM Tony Blair demanded that **Hamas should be part of peace process** “Hamas should be part of the Middle East peace process, said Tony Blair, former British prime minister and envoy to the region of the international quartet of powers, in comments published on Friday. "I do think it is important that we find a way of bringing Hamas into this process, but it can only be done if Hamas are prepared to do it on the right terms," Blair said in an interview with the Times of London newspaper, published on its Web site.” (Source: *Ha’aretz* 30/01/2009 ‘Blair: Hamas should be part of peace process’)¹⁰
- On **March 15, 2009**, *AlJazeera* Arabic satellite reported that EU Parliamentarians has met with Hamas political leaders in Damascus. EU delegations has acknowledged that Hamas has come to the office through democratic election and they have all rights to be respected.¹¹



EU Parliamentarians meeting with Hamas leader Khalid Mishaal.

⁸ *Ha’aretz* report link <http://www.haaretz.com/hasen/spages/1057116.html>

⁹ *Ha’aretz* report link <http://www.haaretz.com/hasen/spages/1056821.html>

¹⁰ *Ha’aretz* report link <http://www.haaretz.com/hasen/spages/1060305.html>

¹¹ *AlJazeera* report <http://www.aljazeera.net/NR/exeres/2ECA46ED-C774-4BA7-A783-6017796524F3.htm>

- On **March 15, 2009**, four members of the British parliament have met Hamas leader Khaled Meshaal and **urged their government to end its boycott of the Palestinian group "to achieve just peace"**. Clare Short, an MP of the governing Labour Party, told reporters after the meeting in Damascus on Saturday: **"We need to talk to Hamas to make progress (toward peace) because they represent a big proportion of the Palestinians."** (Source: **AlJazeera English 'British MPs meet Hamas leader'**)¹²
- **During 22-days war on Gaza, former Liberal PM Malcolm Fraser believes that '[Israel's actions foster extremism](#)'**: "Far from destroying Hamas, Israel may well find that its actions strengthen resistance and earn it increased hatred and an increase in anti-Semitic activities around the world. It will make it even harder for a genuine peace process to be undertaken. The most grievous mistakes have been made by Israel and the US. When democratic elections were held in the Palestinian territories, Hamas won. There will be no peace and no settlement, no progress until Israel and the US are prepared to talk to Hamas. **It is indeed true that what Israel is now doing affects us all, because if we accept it we will all become increasingly at risk from those who hold extremist views.**" (Source: ***The Age* 16 January 2009 'Israel's actions foster extremism'** by Mr Malcolm Fraser)¹³
- In another recent Op-Ed piece for Mr Fraser, *The Age* August 11, 2009, **'The isolation of Hamas is impeding peace'** wrote just that: **"Australia must not be cowed into an uncritical view of Israel's actions. BARACK Obama's election as US President was hailed around the world. He gave many people hope that the US would lead all of us to a new age of enlightenment. Those who believe Israel's policies are misguided should not remain silent and governments should not be locked into uncritical support of Israel. Let me give one example. After Hamas won a legitimate democratic election in the West Bank and Gaza, Israel and the US led the international community to isolate Hamas and diminish its ability to negotiate by requiring the organisation to forswear violence and recognise Israel's rights before any talks could begin. Australia could urge, as others have done, that Hamas be brought in from the cold. But do we have the courage? In doing so, we would be a real partner of the US contributing to peace in the Middle East and removing an important source and inspiration for fundamentalist terrorists. Fear of criticism from the Jewish lobby in Australia has so far prevented Australian governments taking effective action. If we want to be a real ally to the US, if we want justice and peace, we have an opportunity.** (Source: ***The Age* August 11, 2009, 'The isolation of Hamas is impeding peace'**)¹⁴

¹² AlJazeera report

<http://english.aljazeera.net/news/middleeast/2009/03/200931423938145928.html>

¹³ *The Age* report link <http://www.theage.com.au/opinion/israels-actions-foster-extremism-20090115-7i5h.html?page=3>

¹⁴ *The Age* report <http://www.theage.com.au/opinion/the-isolation-of-hamas-is-impeding-peace-20090810-efj0.html?page=-1>

Mr Fraser said it all. Are we, the government, opposition and policy makers, are fearing of criticism from the Jewish lobby in Australia! And because of that the government has listed Palestinian organisations and Hizbollah as terrorist organisation?

5.1 Israel's lobby using Australian money to fund terrorism and illegal activities.

Australian money used in human rights abuses and war crimes against humanity inside Israel and Palestinian Occupied Territories. In Asem Judeh's Submission to the Parliamentary Human Rights Sub-Committee in 1999 gave enormous evidence (from Zionist, Israelis and Jews) how Australian taxpayers money used illegally in Israel and Palestine.

5.1.1 Islamic Law Vs Jewish Law

As said before the anti-terrorism laws designed to target **only** Islam and Muslims. Here in Australia, there are many Jewish rabbis who spread hatred and supporting violence and criminal activities in Middle East, particularly Palestine.

The following ad '**Rabbis say NO to [Gaza] Disengagement**' has been published in the *Australian Jewish News*, **5 August 2005**, signed by **33 Australian Orthodox Jewish Rabbis**.

The following paragraph from the ad:

“A Definitive Halachic (Jewish Law) Ruling Forbidding the Surrender of Any Part of the Holy Land. Based on ruling recently issued by 300 prominent Israeli Rabbis, including former Justices of Israel's Supreme Rabbinical court, **Jewish Law** prescribes that if marauders approach a border town on the Sabbath, even if their ostensible aim straw and stubble, **we are commanded to desecrate the Sabbath, take up arms, and repel their attack**, for otherwise the entire land will conquer-therby endangering Jewish lives.”

Imagine, if group of Australian Muslim clerics issued a media release like that in relation to Australian military involvement in Iraq or Afghanistan, what our government and security agencies (and the media) response will be!

Imagine, if Australian government is committed to justice and peace in Palestine according to United Nations various resolutions and International Law and took a firm stand from Israeli-Zionist crimes and illegal military occupation, how Jewish Rabbis will react according to the **Jewish Law!**

Friday, August 5, 2005

ADVERTISEMENT

With G-d

RABBIS SAY **NO** TO DISENGAGEMENT

"The message of the Torah, Torat Chaim and Torat Emet, namely: that Eretz Yisrael is ours by Divine Covenant, recognized by all who believe in the sanctity of the Torah; and the "facts of life" and "truth" are that Jews are not "aggressors" in their homeland, but that what has passed into our hands is only a restitution of what is rightfully will and grace, not by the "false grace" of the United Nations. And we cannot afford to be magnanimous and part of our tiny land in response to the threat of force, since the retention of every last inch of it is a matter of the five million Jews as well as for our Jewish people as a whole."

Letter written by Lubavitcher Rebbe 1980 (The Letter)

A definitive Halachic (Jewish Law) Ruling Forbidding the Surrender of Any Part of the Holy Land

(Based on a Ruling Recently Issued by 300 Prominent Israeli Rabbis, Including Former Justices of Israel's Supreme Rabbinical Court)

The meticulous observance of the Sabbath as a Day of Rest is one of the most cherished of all Jewish religious obligations. Nevertheless Jewish Law prescribes (see Orach Chaim, 329:6) that if marauders approach a border town on the Sabbath, even if their ostensible aim is straw and stubble, we are commanded to desecrate the Sabbath, take up arms, and repel their attack, for otherwise the entire land will be conquered thereby endangering Jewish lives. The classical Rabbinic authority, "the Rema" adds that this applies "even if they have not yet only preparing to arrive."

The current situation is far more severe than that depicted in Shulchan Aruch making the above ruling all the more applicable:

1. The towns and settlements threatened to be expelled are not merely close to Israel's threatened borders-they themselves are borders.
2. Israel's enemies are not coveting mere straw and stubble; they shamelessly declare their desire to dispossess the Jews of all the "drive the Jews into the sea," G-d forbid.
3. Experience has taught that even mere negotiation of handing over settlements increases Israel's enemies' brazen desire to fight against us.

Hence since conceding any territory would surely severely jeopardize the safety of all the five million Jews living in the Holy Land, it is for circumstances, to carry out the Israeli government's perilous "disengagement" plan, or to in any way participate in it or endorse it.

We call on all Rabbis and all Jews to join us in openly condemning this suicidal surrender.

We also call on all Jews to increase in Torah study, prayer, and good deeds to avert this terrible disengagement.

P'sak Din adapted by Rabbi Yeoshophot Oliver (Melbourne)

We, the undersigned:

רב יוסף י. ח'קוהן גוטניק (בית חב"ד קאולפילד 770)
 רב יצחק ד. גרונר (מנהל מרכז ישיבה)
 רב י. ל. כהן (סאסון יהודה ספרדי סגווגאג)
 רב יאקוב גלסמן (צפון מזרחי - ישיבון קהילה)
 רב מיכאל סטרן (עממי מונאש הומס)
 רב ב. שאפיר (FREE)
 רב עלישא גריןבאום (מוראבין עברית סגווגאג)
 רב מ. מ. גרונר (בית חב"ד גלן עירא)
 רב יוסי גורדן (בית חב"ד טאסמאניא)
 רב שאול ענגל (בית מדרש @ באיסייד)
 רב מוטל קראנז'אנסקי (אור חדאך)
 רב א. בלסאפסקי (ישיבון קולג'ג)
 רב צ. ע. גורליק (FREE)
 רב לור ברוך (בית חר'ה)
 רב שולום בר ענגל (מאנטיאור הומס קאולפילד)
 רב ברוך דויד לידער (בית חב"ד לטוריזם)

Rabbi Yosif Y. Hacohen Gutnick (Chabad House of Caulfield 770)
 Rabbi Yitzhak D. Groner (Director of The Yeshivah Centre)
 Rabbi Y. L. Cohen (Sassoon Yehuda Sephardi Synagogue)
 Rabbi Yaakov Glasman (North Eastern - Yeshurun Congregation)
 Rabbi Michael Stern (Emmy Monash Homes)
 Rabbi B. Shapiro (FREE)
 Rabbi Elisha Greenbaum (Moorabbin Hebrew Synagogue)
 Rabbi M. M. Groner (Chabad House Glen Eira)
 Rabbi Yossi Gordon (Chabad House of Tasmania)
 Rabbi Shaul Engel (Chai Centre @ Bayside)
 Rabbi Mottel Krasnjanski (Ohr Chadach)
 Rabbi A. Blesofsky (Yeshivah College)
 Rabbi C. E. Gorelik (FREE)
 Rabbi Leor Broh (Bet Haroeh)
 Rabbi Sholom Ber Engel (Montefiore Homes Caulfield)
 Rabbi Baruch David Lieder (Chabad House for Israeli Tourists)

5.1.2 Illegal Israeli Settlements

Israeli illegal settlements one of the main obstacles for peace in the Middle East between Israelis and Palestinians. In this regard I would like just to point briefly the following:

5.1.2.1 International Criminal Court (ICC) and Israeli illegal settlements

ICC considers changing populations in occupied territories a criminal act. Israeli illegal settlements not only aiming to change population but also humiliate Palestinians daily and steel their resources.

5.1.2.2 Evidence that Zionist organisations used taxpayer money in terrorist activities.

Jewish National Fund (JNF) operated in Australia as an environmental organisation. JNF is the most racist Zionist organisation and engaged in illegal activities.

Dr. Uri Davis, Israeli human rights activist and the Chairman of Associate for Defence of Human Rights, stated to SBS TV Journalist, Jane Braslin (DATELINE Program "The Arab-Israeli Minority Inside Israel" - 533315). He stated that:

"But when examined more closely he says what you will have in Israel is a system of a partied. He describes **JNF work as a dirty work.**"

Americans for Peace Now, an American Jewish organisation, on its Press Release, 20 July 1998, calls on Jewish National Fund to stop aid to extremist settlers in East Jerusalem¹⁵

"Americans for Peace Now supports the Jewish National Fund and recognizes the major role it played in the creation of the modern State of Israel. We are not questioning JNF's historic contributions to financing the purchase of lands for Jewish refugees fleeing discrimination and extermination in the first half of this century," said Debra DeLee, President and CEO of Americans for Peace Now. "**However, since the late 1980s, JNF has been closely linked with extremist settler organizations and engaged in activities that are a sharp departure from its proud past. It's time for JNF to stop helping extremist settlers throw innocent people out of their homes.**"

¹⁵ APN Press Releas, July 20, 1998 <http://www.peacenow.org.news.docs/jnfpr.htm>

5.1.2.3 Mitchel¹⁶ Report on Middle East Peace Process and Illegal Settlements

On October 17, 2000, at the conclusion of the Middle East Peace Summit at Sharm el-Sheikh, Egypt, the President of the United States spoke on behalf of the participants (the government of Israel, the Palestinian Authority, the governments of Egypt, Jordan, and the United States, the United Nations, and the European Union). Among other things, the President stated that:

The United States will develop with the Israelis and Palestinians, as well as in consultation with the United States Secretary General, a committee of fact-finding on the events of the past several weeks and how to prevent their recurrence.

The Committee chaired by former American Senator Mitchel.

Mitchel Report recommended that:

“Another confidence-building recommendation is that the government of Israel freeze all settlement construction in the West Bank and Gaza Strip. **Expansion of settlements undermines Palestinians' confidence in Israel's willingness to negotiate a resolution of the conflict that provides for a viable Palestinian state. Our view that settlement construction is an obstacle to resolution of the conflict is consistent with U.S. policy over the past quarter-century.** Our report, in fact, cited statements to that effect from the administrations of **Presidents Carter, Reagan, Bush, Clinton and Bush.** **Twenty years later, the words of President Ronald Reagan remain relevant: "The immediate adoption of a settlement freeze by Israel, more than any other action, could create the confidence needed."**”

5.1.2.4 President Bush statement on Israeli illegal settlements

“Standing by Mr Powell, **Mr Bush urged Israel to stop the building of [illegal] settlements in Palestinian areas** and "show a respect for - and concern about - the dignity of the Palestinian people". He said closed border crossings should be opened to allow for a freer flow of Palestinians.

"I speak as a **committed** [how USA will be a fair player] friend of Israel, out of concern for its long-term security," Mr Bush said.

¹⁶ Former senator Mitchell (D-Maine) is chairman and former senator Rudman (R-N.H.) is a member of the Sharm el-Sheikh Fact Finding Committee.

Mr Bush restated his warning to the Palestinians that nations that help terrorists will be treated the same as terrorists. [Aren't USA supporting and funding Israeli crimes and terrorism?] “

“Bush: ‘enough is enough’” The Gaurdian , Thursday 4 April 2002
<http://www.guardian.co.uk/israel/Story/0,2763,678964,00.html>

5.1.2.5 Israel continue terrorising Palestinians – 34 new settlements

American for Peace Now reported on 19 March 2002 that Sharon in the past year built 34 new illegal settlements. www.peace-now.org/SettlementReportMar2002.rtf

Peace Now: "Ben Eliezer is in the service of the settlers, and is placing Israeli soldiers' lives in danger."

An aerial survey conducted by Peace Now has revealed that thirty-four new settlement sites have been established in the West Bank since the election of Ariel Sharon in February 2001.

Most of the new settlement sites are 700 meters or more from existing settlements, and some are as far as 2000 (and more) meters distant. The survey did not count military or quasi-military sites. Nor were temporary memorial sites included. The term "outposts" accorded the settlement sites is a misnomer. These "outposts" are, for all intents and purposes, new settlements since they have an independent infrastructure and control new terrain.

Ramifications:

- 1.** The government has been systematically violating the commitments it gave to the public in the Coalition Guidelines. These guidelines it was stated that "no new settlements will be created".
- 2.** With the compliance of the Defence Minister, Ben Eliezer, the settlers appropriated, to an unprecedented extent, additional amounts of land. Either Ben Eliezer has no control over the settlers, or he has surrendered to their pressure. In either case, we are witnesses to a grave dereliction of duty by someone who is supposed to be a candidate for Prime Minister in the future.
- 3.** The government cannot begin implementation of the Mitchell Committee Recommendations for a cease-fire, which include a freeze on settlement building, without controlling the actions of the settlers. A broad expansion of the settlements is currently taking place and the geopolitical map is changing daily.

Prof. Arie Arnon, Peace Now: "The detrimental impact of the settlements on Israel's future is clear for all to see. But the government, with the backing of the Labor Party,

is continuing their expansion. The creation of new settlements jeopardizes Israel's security and places our soldiers in greater - and unnecessary - danger. Ben Eliezer is directly responsible for the creation of these new settlements. Apparently, unlike former Prime Minister Rabin, he has yet to understand that for thirty years the settlers have been leading Israel along a road of political and security suicide."

Detailed map: www.peace-now.org/NewSettlementSitesMar2002.jpg

Detailed listing (incl. date of discovery, no. of structures and exact position):
www.peace-now.org/NewSettlementSitesMar2002.rtf

5.3 Zionist racist/hatred education

It is well known that Jewish community has had very strong ties with Israel. One of Israel's and Zionism infrastructure to support terrorism in education. They educate their community to hate Palestinians and other Arabs and Muslims.

Australian uncontrolled and taxpayers funded Jewish dayschools are major source for terrorism in Middle East. They teach them to support Israel's crimes against Humanity.

"The Government should be lobbied to provide more funding for the Jewish dayschools, former ECAJ president and current chairman of the Governing Board of the World Jewish Congress, Isi Leibler, said last week.

"If I were starting out in communal politics today, this would be the number one issue," he said. "I believe the bulk of communal funding should go toward Jewish education and we should be lobbying the government for more funding toward our schools."

'Lobby Canberra to support dayschools' Australian Jewish News 25 Dec. 1998

"In their government-funded schools, Jewish religious extremists teach hatred and racism to the pupils. One example of this is a song sung by children of Kiryat Arba settlement, West Bank, which was included in an **SBS Television documentary 'A Season inside God's Bunker' screened on 3 May 1994.** The song went as follows:

All the world hates Arabs,
And the main thing is to kill them one by one,
With these feet I stepped on my enemy,
With these teeth I bit his skin,
With these lips I sucked his blood,
And I still haven't had enough revenge."¹⁷

¹⁷ Submission no 10 to the Inquiry into Freedom of Religion and Belief by Mr Ali Kazak

“And neither is the slogan "Bibi is good for the Jews" a racist slogan. Israel, unlike Australia, is not a secular state - it is "the Jewish state", and the first obligation of all Israeli governments must be to preserve the sanctuary and security of Israel for Jews in Israel and Jews throughout the world. We must always remember the Holocaust and 1948, 1956, 1967 and 1973. I, for one, am not prepared to countenance an Israeli government that puts at risk further Jewish lives and the very existence of the state of Israel. **These are ideals that should never be compromised.** I, like all Jews, want peace for Israel [HOW?]. **But I do not believe that Israel should compromise on the Golan Heights and Judea and Samaria (the West Bank) until the safety of Israel can be assured for all time. I do not believe in peace at any price or in risking all for peace.** Those are my views and I am entitled to them. Or is pluralism and secularism a one-way street?”

Joseph Gutnick¹⁸

The *Australian Jewish News*, 1 February 2002, at its *Community Junior News* page published a poem about Israel by children from Grade 5 at Leibler /Yavneh College. The poem supervised by two teachers, _____ and _____. The poem is very offensive toward Palestinians, it calling Palestinians ‘**Those annoying blood hungry Palestinians**’.

The Australian Government should stop all funding to the Australian Jewish Schools and investigate their curriculum and ensure that it matches with Australian values and multiculturalism.

The Australian Government should close and seize all Yeshiva Schools and Synagogues immediately. There are at least 20 Yeshiva schools and Synagogues around Australia, _____. They have the most racist and they fund the terrorist organisations and people, the Israeli settlers.

5.3.1 Zionist Youth Program and recruiting Australians

The main reason of the current violence in the Middle East that, Israel refused to give back the lands which, occupied in 1967 and implement fully United Nations Security Resolutions 242 and 338. The main reason for that is the Zionism dream in ‘*Promised Land*’ or ‘*Judea and Sameria*’. This ideology reflected to the ‘International Zionism’ education system, YOUTH programs and other illegal activities such as Tax Deductable donations to settle Jews in Palestinian land and discriminate against non-Jews even Israeli-Arabs. Most dangerously transfer inhabitants Palestinians from their land.

¹⁸ “Of faith and football” *The Age*, 31 May 2000. By Joseph Gutnick is president of the Melbourne Football Club.

Zionist youth program is recruiting Australian to be trained in Israel Defence Force military bases.

The Australian Jewish News, reported about Zionist youth activities in Israel “Taste of army life in Israel” – A group of Australians participating in the Marva program in Israel get a taste of army life.

“The recent army-style Marva program organised by the Aliya Department of the Jewish Agency in collaboration with the IDF¹⁹ was ver popular with Australians.

The program held for eight weeks from the June to August for people aged from 18 to 28, had 50 participants including 21 Australians from Betar, Hineni and the Israel Aliya Centre.

During the program the Mrava participants were dressed in army uniform and learnt to use M16 rifles. They started with an introduction to army discipline, hined their skills at target practice and learnt to use first aid.””

The Australian Jewish News, 22 September 2000

How many Australians joined IDF and committed crimes against humanity in Israel/Palestine? ALL Zionist organisations must be listed on terrorist organisations list and their illegal activities must investigated thoroughly.

¹⁹ Israeli Defence Force.

6. Israel's Lobby (Zionism) Terrorist Infrastructure/Activities in Australia

Zionism is an International Terrorist Organisation, its main role to support Israel's illegal military occupation, ensure that politicians, media, NGOs and other institutions and individuals kept silent. Zionist to be able to do that this must done mainly through Jewish dayschools and fund raising.

Here are some of the evidence about Israel State terrorism infrastructure and activities:

6.1 Kibbutz Ex Volunteer Association

Kibbutz Ex Volunteer Association in its submission to the Parliamentary Inquiry into Australia's Relations with the Middle East, July 2000, stated that:

"Kibbutz Ex Volunteer Association(KEVA) was formed in March 2000 by non-Jewish Australians who have worked in Israel as a volunteer in either a kibbutz or moshav²⁰. KEVA has a small committed membership that is concentrated in the Wollongong area."

We have the right to ask how many of those volunteers served in Israel Defence Force? How many of those volunteers humiliate Palestinians? How many of those volunteers committed crimes against humanity in Israel/Palestine?

Aren't they equivalent to David Hicks? Or are Israel and its supporter's criminal and illegal activities above Australia's law?

6.2 Mark Idan is another Australian David Hicks in Israel

The Australian and international media reported about the Australian 'Spy' who jailed in Israel.

Intel Bulletin *Spy Tech Agency: Global Intelligence Technology Since 1974* reported on 16 November 2001:

"Israeli intelligence officials have described Mark Idan, the Australian citizen charged with endangering the security of Israel by offering to spy for Iran, as a drifter."

²⁰ A kibbutz is a communal agriculture and moshav is a rural village, both unique to Israel and dating back to the pioneering days of the Jewish settlers before Israel achieved Statehood. Young people from around the world were drawn to the young state of Israel and especially to the unequalled lifestyle of the kibbutz from the 1960's on. [from KEVA submission]

He faces up to 15 years' jail if convicted of contacting a foreign agent and harming Israel's national security.

Mr Idan, 37, has yet to enter a plea, to be made at a later court appearance, and would not speak to reporters.

Born in Italy and a Catholic, he moved to Australia, became a citizen, and then travelled abroad extensively between 1983 and 1987 before arriving in Israel.

*He met an Israeli woman, obtaining Israeli citizenship after their marriage. **He then had to serve a short term in the Israeli army.***

*According to the indictment, Mr Idan did not have a permanent home in Israel but members of a kibbutz, Kfar Masaryk, said he showed up there as a **volunteer in 1988.***

In Canberra, a Foreign Affairs Department spokeswoman said the department was not aware of Mr Idan having a family in Australia.

Consular officials had visited Mr Idan in jail, helping with personal requests.”

The full report can be found

<http://www.spytechagency.com/Intel%20Bulletin/Intel%20Bulletin%20020011116.htm#06>

Isn't Mark Idan behaving in the same way as David Hicks behaved?

How many Australians breached Australia's *Foreign Incursion Act* similar to Mark Idan?

How Mark Idan recruited to volunteer in Israel? Aren't those who recruited, individuals or organisations, Mark Idan should treated like Osama bin Laden?

6.3 Israel's Lobby guest speakers are war criminals - Fund Raising

Most right wing Israelis/Zionist and Israelis who committed crimes against humanity visit Australia in regular basis such as Jerusalem Mayor Ehud Olmert.

The media reported about **Israeli right wing ethnic cleansing policies 'transfer plan'** after the assassination of Israeli Tourism Minister.

Israelis maintain that it is the Palestinians who want to destroy Israel without a shred of evidence to back that argument.

Ben Lynfield reported from Jerusalem to the *The Scotsman*, 4 February 2002, saying that:

“The idea put forward by the tourism minister, Benny Elon, of the far-right Moledet party, is known by the euphemism "transfer" of Palestinians. "We have

had enough, we have seen wars and we have seen the Oslo agreement with all of its bloodshed. I want to remove the taboo from public discussion," says Mr Elon. "It is intolerable that the Arabs should think that every time they can drain our blood and then we will negotiate with them," he told state-run Israeli television.

The expulsion idea "can become operative," warns, Uri Avnery, a veteran journalist and leader of the Gush Shalom peace group. "They would need a situation of a general war, in which people are killed in masses and then they could do this without the world paying much attention and with the help of some atrocities."

Mr Avnery says historical precedent for this was set during Israel's war of independence in 1948, when some 700,000 Palestinians were expelled or fled, in part because of fear stoked by atrocities such as the massacre of Palestinians at Deir Yassin, near Jerusalem."²¹

This article by Ben Lynfield:

1. Two Current Israeli Ministers, in the 21st century, call for ethnically cleansing the Palestinians from their homes.
2. Israeli religious authorities, in the 21st century, which claim that to ethnically cleanse the Palestinians is mandated by God.
3. Admission from Israeli officials that Deir Yassin was used to ethnically cleanses the Palestinians in 1948.
4. Recognition that Israel has used atrocities to promote ethnic cleansing by their support for the Massacre at Sabra and Shatila Palestinian refugee camps in Lebanon.

Most of Australian Zionist organisations support the Israelis right wing ideology. In fact, they are part of it.

Isn't ethnic cleansing and transfer plan a crime? Why Australian Government don't investigate these organisations and seize all their assets.

Isn't doing just that? Or are and other Zionist leaders, above the law?

6.3.1 Australian Jews and Ethnic Cleansing 'Transfer Plan'

The *Australian Jewish News*, 5 April 2002, reported the Australian Jews (Zionist) about Israel's current barbaric war against Palestinian civilians. Here is some of Australian Jews view:

"Belatedly many Israelis are agreeing that the late Rabbi Meir Kahane was right and the only ablution is separating Jews from Arabs ... I am becoming

²¹ See **Appendix B** 'Israeli minister calls for expulsion of Palestinians'.

less and less considerate of genteel western political manners” **Rabbi Labib Wolf, is founder and director of the Human Development Institute.**

“You may not like my answer, I believe in Rabbi Meir Kahane – get rid of all Arabs.” **George Pollak.**

“Drive the Palestinian out of Israel.” **Solly Feldman**

“The Arab nations should take them if they feel any humanitarian calling at all.” **Leah Lawrence**

“We should have a physical wall separating us.” **Rosa Nathan**

Please note that United States included Kach as a terrorist organisation, and of course Australia follow America.

“Australia has declared Kach, the racist settler organisation Rabbi Meir Kahane set up in Israel in the 1970s, to be a terrorist organisation. Kach is listed with 25 other terrorist organisations in a special issue of the Commonwealth Gazette that also names hundreds of individuals and organisations linked to Osama bin Laden and al-Qa’ida.”²²

6.3.2 Israeli Defence Force Crimes Against Humanity

Gush Shalom an Israeli peace organisation organised a war crime panel, 9 January 2002. The panel covered the following topics:

**Israel on the way to the Hague;
War Crimes and Israel's security; and
Gush Shalom forum discussion**

Speakers:

Dr. Yigal Shohat, Colonel (ret.), Israeli Air Force

Dr. Eyal Gross, Faculty of Law, Tel Aviv University

Prof. Adi Ophir, Dept. of Philosophy, Tel-Aviv University

Brig. General (ret.)Dov Tamari

Michael Tarazi, legal adviser to the PLO Negotiations Dept., Ramallah

Shulamit Aloni, former minister of education and Meretz Party leader

Full transcript of the war crimes panel available on the Gush site

For Hebrew <http://www.gush-shalom.org/archives/forum.html>

For English http://www.gush-shalom.org/archives/forum_eng.html

Dr. Yigal Shochat, a former fighter pilot and now a physician, calls on soldiers to refuse to serve in the territories and recommends that pilots refuse to

²² Australian Jewish News, 11 January 2002.

bomb Palestinian cities. Following are some remarks he made during a debate on war crimes and security in Israel

“I cannot abide the naturalness with which the occupation is continuing; the fact that one generation after another of soldiers is serving the occupation and that these soldiers are the ones who effectively give the successive governments the power to hold onto the territories and the settlements and to suppress the Palestinian population. Therefore, I find myself on the horns of a large dilemma. In the meantime, I have resolved it, for myself, by deciding that I am in favour of refusal to serve in the territories but not refusal to serve altogether.

In my opinion, pilots need to examine closely the order they get, ask a lot of questions about the goal, and refuse to obey any order they consider immoral. I am afraid that such questions do not occupy them, rather they compete among themselves over who will be assigned the next mission to liquidate someone in the centre of Nablus, on the main street, or who will get to drop a bomb on a building in Ramallah. They probably return to the squadron happy when they score a bull's-eye and are sorry, to some extent, if civilians are killed. I remember this from my own experience. People want to excel in what they do, and they want action. That's why they are pilots in the first place.

I can imagine what it was like in Ramallah when an F-16 bombed the police station there. **I am not talking about the civilians who were killed there - cooks from Gaza, not troops. I am talking about bombing a densely populated city. I am talking about liquidating people on the main street, from a helicopter, with three passersby also killed.** It's impossible today to say that this was "collateral damage," that we didn't intend to kill civilians, because when a plane bombs a populated city, you take into account that civilians could get killed. Even in precision bombing. **So I view this as the deliberate killing of civilians - a war crime.** We have seen in the past few months what smart bombs can do, both here and in Afghanistan.”²³

6.3.3 Israel-Australia Chamber of Commerce and TERRORISM

is a former Melburnian living in Israel where he works as the executive director of **Israel-Australia Chamber of Commerce in Tel-Aviv**. He wrote in the Australian Jewish News, 29 March 2002, that:

“On Monday March 11, I began another round of milium (army reserve duty) for 25 days, including the whole of Pesach. I am a mortar commander in a tank unit. This time, we're going to be stationed in Nachal Oz, just a few kilometres East of Gaza. I have been to Gaza, the West Bank and even Lebanon on previous military duties, but this looks like it is going to be different experience altogether. The tension, rage and bloodshed on both sides is much more intense and, yes, scary. I don't agree with the well-publicised IDF “refuseniks” who are refusing to serve the army in the West Bank and Gaza. **They are refusing to do their duty not just because of their political**

²³ See Appendix C. Ha'aretz

<http://www.haaretzdaily.com/hasen/pages/ShArt.jhtml?itemNo=118432&sw=Yigal+Shochat>

leaning but because they don't like the way some soldiers treat the Palestinians.²⁴

I am sure that the Australian Government will consider an Australian-Palestinian who serves with PNA 'army' a terrorist. Why the Government treats Australian Jews who serve in IDF as a terrorist?

I am sure that there are thousands of Australians like _____ who served in IDF. Why Australian Government did not implement Foreign Incursion Act on those who served in IDF? Or are they above the law? Or do we have state inside state?

_____ statement is a clear example that Australian Jewish dayschools are one of 'International Zionism' terrorist infrastructure. Jewish dayschools curriculum not related at all to Australian values or multiculturalism.

6.3.4 IDF War Criminal to raise funds for UIA



Colonel Gal Hirsch addresses the UIA 2002 campaign

“The United Israel Appeal (UIA) is forecasting an increase of around \$2 million on the 2001 appeal – a 20 per cent rise on the \$10 million it raised last year.

Mr Smorgon said the community was enthused by what they heard from IDF Colonel Gal Hirsch, former S Ambassador Martin Indyk, Jewish Agency

²⁴ 'A memo from an Australian IDF soldier' The Australian Jewish News 92 March 2002

treasurer Chaim Chessler and *Ma'ariv* chief diplomatic correspondent Chemi Shalev among others.

He singled out Colonel Hirsch who is responsible for the IDF's operations in the West Bank.

The international community shocked by Israeli recent barbaric military aggression against Palestinians and their democratically elected leader Yasser Arafat. IDF actions in West Bank were worse than the Nazis actions during WWII.

The Arabic Satellite, *AlJazeera*, reported about Palestinians security officer's shot in cold blood; IDF fired on ambulances; Ambulances prevented to take injured and killed civilians to hospitals; civilians kept under curfew without water, food, electricity and medical treatment; and IDF deliberately destroyed all civilians infrastructure.

AlJazeera on 30 March 2002 reported and showed images for Colonel Gad Hirsch leading IDF troops in West Bank.

How Australia allows Colonel Gad Hirsch, whose hands are full of blood, to enter our country?

Australian Government should consider United Israel Appeal a terrorist organisation. UIA its main aims to get Jews around the world to settle in Palestinian land in the occupied territories. According to the international law this is a criminal act.

6.3.5 Australian Israel's lobby threatening other groups in Australia

On Friday 5 April 2002, one of my colleagues and myself received a telephone threatening call because we organised a peaceful protest supporting Palestinian people in the occupied territories.

On 12 August 2001, Australian Jewish Democratic Society (AJDS), Women in Black and other groups organised a peace vigil in protest to Benjamin Netanyahu visit.

On 10 August 2001, AJDS publicity officer circulates a media release stating the reasons why AJDS decided to withdraw from the peace vigil. He stated that:

“Following the terrorist bombing in Jerusalem the executive of the AJDS has been advised by Graeme Leonard of the JCCV that he cannot guarantee the safety of our members and supporters if we go ahead with our planned Peace Vigil on Sunday 12 August.

He further advised that the threats to our safety are from "undisclosed" Jewish groups and that he as head of the Jewish community of Victoria

was not prepared to take the necessary steps to provide for our member's safety.

He also declined to advise the organisers to withdraw Netanyahu's invitation or cancel the event in light of the recent tragedy in Jerusalem.

The executive of the AJDS has discussed these issues fully by phone today.

It has most reluctantly decided to officially withdraw from the Peace Vigil - not out of fear of the reactions of extremist Jews to a Vigil for Peace, but because our presence might be in the light of this terrible event, be misunderstood by the Jewish community in some twisted and macabre way as showing support for terror and violence.

Members and supporters should be advised that the Women in Black are still committed to the Peace Vigil and you are of course welcome to join them.

The banners "Say No to Terror - Yes to Peace" "No to Bloodshed - Yes to Negotiations" will still be present.

Members of the Executive will be in attendance from 10am to advise any people of our decision.

***David Zyngier
on behalf of the Executive
AJDS"***

The Australian media reported that widely as well.

The Australian Government is putting **all** Australians at high risk if anyone dare to express their view and criticise Israel. This is the result that our Government treating Zionist lobby differently as if they above the law or state inside state.

After a series of broadcasts about Israel and the Middle East, Lane declared that he would "never again" discuss the Israel-Palestine conflict on his radio program. He had received "so many vicious and menacing letters". He had been subject to "Harassment, vilification, threats and abuse". He would later explain, "The Zionist lobby in this country is malicious, implacable, mendacious and dangerous....there is not one (radio station) manager or editor in this country who will defend an underling. We are thrown to the jackals. In the end the truly tolerant have no defence against intolerance. I surrender. To the Zionists I say you win. To the Palestinians forgive my cowardice" (*Australian Jewish News*, 4 December 1992).

'Lane ways: Terry Lane and the Jews' By Rabbi John Levi. The REVIEW February 2002.

5. CONCLUSION – How we will trust that this bill will treat all Australians fairly and equally?

On 7 April 2002, former Liberal Prime Minister, the Hon. John Howard, before he depart to United Kingdom stated to the journalist in Sydney International Report that:

“Well ladies and gentlemen I’d like before departing to say how very strongly the Australian Government supports the efforts of President Bush to restore some sanity and hope to the very difficult situation in the Middle East. It is a tragic turn of events. It is a consequence of the breakdown of the peace process some time ago. It remains a terrible tragedy that the offer made almost two years ago now by the then Israeli Prime Minister Ehud Barak [this is the biggest Zionist lie repeated by Australian politicians] was not accepted by the Palestinians. It was inevitable that the acts of terror committed against Israel would produce the response. I said last week and I repeat now I believe there has been an over-reaction by Israel, but it was an understandable over-reaction given the character of the terrorist attacks visited upon the cities and the people of Israel.”²⁵

"Australia attaches great importance to the bilateral relationship with Israel. Over the past half century, we have seen the relationship grow from strength, especially as a result of increasingly close people-to-people contact stimulated largely by an active and concerned Jewish community in Australia."

The then Liberal Minister for Foreign Affairs and Trade, Mr Alexander Downer
The Australian Jewish News, Melbourne Edition - Friday May 28, 1999.

We are certain that the Committee will consider the points has been raised in this submission seriously to protect Australian lives and reputation in spite of Australian Government blind support to Israel. Our safety is more important than our cover up to Israel’s crimes against humanity.

September 11 terrorist attack was a great shock and as we learnt during the war against terrorism that Osama bin laden used Palestinian daily suffering under Israeli military occupation to recruit people.

²⁵ Source: Prime Minister Media Office mailing list

The Rudd-Gillard Labor government after nearly two years in the office, has proven that they have similar, if not worse, position from Israel to Liberal government.

The parliament should force the Government to adopt an even-handed Middle East Foreign Affairs Policy based on United Nations Resolutions and International Law. The time is due that Israel treated like other countries. There is no any country above the international law, including Israel.

It is a well-known fact by many international commentators and polls that Israel is endangering the world peace and security. We cannot turn blind eyes any more to Israel treatment to the Palestinians.

APPENDIX A: September 11 terrorist attack Vs War on Gaza

[New York September 11, 2001](#)
22nd, 2009

One-day terrorist act!
Fascism!

Gaza-Palestine December 27, 2008-January

60+ years terrorist acts by Zionist









APPENDIX B: Zionist Right Wing 'Transfer Plan'

<http://www.thescotsman.co.uk/international.cfm?id=136272002>

The Scotsman
February 4, 2002

Israeli minister calls for expulsion of Palestinians

Ben Lynfield in Jerusalem

AMID public frustration over continued Palestinian attacks, a minister in the government of Prime Minister Ariel Sharon yesterday began a campaign to expel Palestinians from the West Bank and Gaza Strip.

The idea put forward by the tourism minister, Benny Elon, of the far-right Moledet party, is known by the euphemism "transfer" of Palestinians. "We have had enough, we have seen wars and we have seen the Oslo agreement with all of its bloodshed. I want to remove the taboo from public discussion," says Mr Elon. "It is intolerable that the Arabs should think that every time they can drain our blood and then we will negotiate with them," he told state-run Israeli television.

The heightened espousal of extremist solutions on the Right is coinciding with louder voices emerging from the Israeli peace camp, which has been boosted by a letter in which 50 army reservists announced they would refuse to serve in the West Bank and Gaza Strip because of moral difficulties.

The growth of the "transfer" movement also parallels a surge of extremism within the Fatah movement led by the Palestinian leader, Yasser Arafat.

Mr Sharon met last Wednesday with three Palestinian Authority leaders, Ahmed Qurei, Mahmoud Abbas and Mohammed Rashid in his first such meeting since he was elected a year ago. Israeli analysts interpreted the meeting as an attempt by Mr Sharon to show the United States administration that he has not closed the door on negotiations.

Mr Elon has the public support of at least one other minister and the expulsion idea has also been taken up by right-wing rabbis. A prominent rabbi among the Jewish settlers in the West Bank, Eliezer Melamed, wrote a week ago that "since many of the Arabs do not accept our sovereignty, it is a divine commandment to expel them".

The expulsion idea "can become operative," warns, Uri Avnery, a veteran journalist and leader of the Gush Shalom peace group. "They would need a situation of a general war, in which people are killed in masses and then they could do this without the world paying much attention and with the help of some atrocities."

Mr Avnery says historical precedent for this was set during Israel's war of

independence in 1948, when some 700,000 Palestinians were expelled or fled, in part because of fear stoked by atrocities such as the massacre of Palestinians at Deir Yassin, near Jerusalem.

In 1982, Israeli-backed Christian militiamen in Lebanon spoke repeatedly to Israeli liaisons officers of the need for a massacre of Palestinians in order to restore Christian demographic supremacy in the country, according to recent reports in Ha'aretz.

In September of that year, militiamen ordered into the Sabra and Shatilla refugee camps massacred 700 to 2,000 Palestinian civilians. The killers were allowed in by Mr Sharon, who was then defence minister, and an Israeli state commission later found he bore "personal responsibility".

Mr Sharon has denied foreknowledge or involvement, but Mr Avneri says Mr Sharon intended to prompt a mass flight of Palestinians to Jordan, thereby transforming Jordan into a Palestinian state and enabling Israeli annexation of the West Bank.

Asked about the idea of a mass expulsion of Palestinians in an interview published on Friday in the Yediot Ahronot, newspaper, Mr Sharon replied: "The world today is not what it was 30 or 50 years ago. We, too, have changed. I do not see this step as practical."

The justice minister, Meir Sheetreet, of the Likud party, said: "Transfer is not acceptable to us in any form. We want to live with the Arabs in peace."

APPENDIX C: IDF War Crimes

Ha'artz

Sunday, April 07, 2002 Nisan 25, 5762 Israel Time: 12:56 (GMT+3)

Red line, Green Line, black flag

Dr. Yigal Shochat, a former fighter pilot and now a physician, calls on soldiers to refuse to serve in the territories and recommends that pilots refuse to bomb Palestinian cities. Following are some remarks he made during a debate on war crimes and security in Israel

By Yigal Shochat



Ruins in Rafah: An act of violence bordering on war crimes.
(Photo: Photo by AP)

The truth is that I don't yet have a fully formed opinion on the subject of sweeping refusal to serve in the IDF. I am in favor of the state, in favor of preserving its security, in favor of defending the state within its borders, and also in favor of the war against the terrorism - local and international - that threatens Israel.

On the other hand, though, I cannot abide the naturalness with which the occupation is continuing; the fact that one generation after another of soldiers is serving the occupation and that these soldiers are the ones who effectively give the successive governments the power to hold onto the territories and the settlements and to suppress the Palestinian population. Therefore, I find myself on the horns of a large dilemma. In the meantime, I have resolved it, for myself, by deciding that I am in favor of refusal to serve in the territories but not refusal to serve altogether. I know that this is a somewhat hypocritical position, because sometimes the soldier who is posted at General Staff headquarters can do more injustice than a soldier at a roadblock.

Still, I think that refusing to serve in the occupied territories sends a sharper political and moral message. It says that you are ready to guard your country and fight for it, but that you are not willing to suppress another people indefinitely, when the security

benefit for Israel is negative. In fact, serving in the occupied territories undermines the country's security while contributing to the security of the settlers. On that subject, I think we have across-the-board agreement by now.

In the case of pilots - pilots of warplanes, helicopter pilots, pilots in general - it makes no sense to talk about refusing to serve across the 1967 Green Line. Pilots do not serve at the place to which they are posted. In effect, they have to decide anew every day, and sometimes every hour, which operations are moral and legal and which are not. I am not naive: I am well aware that any pilot who will refuse to bomb Nablus or Ramallah once or twice will thereby bring his career to an end - and we are talking about a career. To fly is a way of life and a profession. It is never just the draft and reserve duty, which you do in order to get it over with and get back home in one piece. So, in the case of pilots, I think we need to expand the concept of the "black flag."

[Shochat is referring to the phrase used by Judge Binyamin Halevy in 1958 in the trial of the members of the Border Police who on October 29, 1956, shot dead 43 civilians - men and women - from the Arab village of Kafr Qasem in Israel, who were returning home from the fields and were unaware that their village and others in the area had been placed under curfew ahead of the Sinai War, which began that day. "A black flag flies over a flagrantly illegal order," Halevy stated.]

In my opinion, pilots need to examine closely the order they get, ask a lot of questions about the goal, and refuse to obey any order they consider immoral. I am afraid that such questions do not occupy them, rather they compete among themselves over who will be assigned the next mission to liquidate someone in the center of Nablus, on the main street, or who will get to drop a bomb on a building in Ramallah. They probably return to the squadron happy when they score a bull's-eye and are sorry, to some extent, if civilians are killed. I remember this from my own experience. People want to excel in what they do, and they want action. That's why they are pilots in the first place.

I think that F-16 pilots should refuse to bomb Palestinian cities. They have to think about what a bombing operation would be like in the city they live in. Let's say that [Palestinian leader Yasser] Arafat were to decide to level the police station on Dizengoff Boulevard using a warplane. (Let's say he had a warplane.) If Arafat were to conclude that this is how he could convince [Prime Minister Ariel] Sharon to withdraw from the territories, would we accept a bombing operation in the center of the city as a legitimate military act? After all, we call even an operation against an IDF outpost, like the one last week at Kerem Shalom, a "terrorist" attack.

I can imagine what it was like in Ramallah when an F-16 bombed the police station there. I am not talking about the civilians who were killed there - cooks from Gaza, not troops. I am talking about bombing a densely populated city. I am talking about liquidating people on the main street, from a helicopter, with three passersby also killed. It's impossible today to say that this was "collateral damage," that we didn't intend to kill civilians, because when a plane bombs a populated city, you take into account that civilians could get killed. Even in precision bombing. So I view this as the deliberate killing of civilians - a war crime. We have seen in the past few months what smart bombs can do, both here and in Afghanistan.

I think that the goal is not important enough to pay that price, especially when we are confronting not an army but civilians. And more especially when we are wrong. Very wrong. In my view, neither the larger goal of this fighting is legitimate - because the occupation is not legitimate - nor the small goal of destroying a police station in order to pressure Arafat into stopping the use of terrorism. That, too, is not legitimate.

In 1996, I did not accept the legitimacy of "Operation Grapes of Wrath," where the purpose was to force Lebanese civilians to flee by bombing them, thereby pressuring the government in Beirut to take action against Hezbollah. But it is not only pilots who are responsible for war crimes. I think that, in the final analysis, the pilots may be less responsible than other soldiers. I think that every driver of an army bulldozer has to refuse to obey an order to demolish homes with the aim of exposing an area for the convenience of the IDF.

I read this week what the head of the Civil Administration, Brigadier General Dov Tzadka, said about the authorizations he gives to demolish houses and groves, and how the army then goes hyperactive and levels the area he authorized twice. By what right does he approve such an operation in the first place? I am constantly dumbfounded at how these people get up every morning and go to work: after all, we're not talking about kids of draft age, this is a brigadier general. What does he say to himself at the end of the day? "Today I authorized the uprooting of 50 dunams [12.5 acres] of strawberry fields?" What for? To preserve the country's security?

I saw that this Brigadier General Tzadka is now worried that he may end up at the war crimes tribunal in The Hague, because he knows full well what he did. But how can you both know and do? I think that to demolish civilian homes only because they are obstructing someone's field of vision constitutes a flagrantly immoral military act. I am not a legal expert and so I don't know what is legal and what isn't, but I assume that this is illegal as well as immoral. I know that the question of when the black flag flies over an order is a wholly personal one. One can't wait for the court to declare a certain operation flagrantly illegal, nor should one wait, because then it becomes a retroactive matter, as in the case of Ehud Yatom [who, according to the High Court of Justice, took part in the killing of two captured terrorists at the order of the head of the Shin Bet security service in 1984].

There are some people who never see a black flag, not even when it involves the murder of an Arab who is bound. There are people who only see a black flag when they get old, like me, because when I was a young pilot, I wasn't selective. I did what I was told to do. I am in favor of a broader use of the concept of the black flag, which means to refuse to obey an order that in your personal opinion is flagrantly illegal. But I know that draft-age soldiers, and even people in the career army, will not make much use of it. When you're inside, you see things differently.

I think also that to stand at a roadblock and make a selection as to who will be allowed to proceed to a hospital or to a maternity ward and who will not, is also flagrantly illegal. Therefore, I think that every soldier who is assigned to serve at a roadblock should refuse the order and instead go to prison. If only the legality of the selection process at roadblocks were examined in court. I think that those who refuse to serve in the territories should not make do with going to jail; they should try to

reach civil courts so that these things will be reviewed and given publicity. Let them go all the way to the High Court of Justice with their refusal. Those who go to jail quietly do not exert an influence.

It is out of the question to allow the army to set up roadblocks at every corner that prevent people from going about their lives, going to work, going to the doctor, and to accept this as though it is a divine decree. That constitutes collective punishment of civilians, which is illegal according to the Geneva Convention. I think that it's a shame that so few people refuse to serve in the territories, but I can't really complain, because I didn't do it either when I should have done it.

Nearly 20 years ago, I paid a visit to the late Prof. Yeshayahu Leibowitz. He asked me then - this was in 1983 - how it was possible that there weren't 500 officers who would refuse to serve in the territories. He said that in his opinion, if there were 500 officers like that, the occupation would end immediately. I think he was right. Soon we will not be able to refer to an "occupation," because being present on the ground for so many years creates a new situation.

People who served in the territories in their compulsory service return as reservists, and their children are also stationed in the same places. The new generation doesn't even know the Palestinians because of the lengthy closure, and to them, the territories are like Lebanon. Apartheid against the Palestinians is practiced by one generation to the next. And not only by the settlers - by all of us. If there are no terrorist attacks, we don't even remember that the Palestinians exist.

I don't know whether every operation I took part in when I was an active fighter pilot was legal or moral. Probably not. Today, friends from that period who bombed targets with me complain to me that I remembered too late to be a bleeding heart and that it's no big deal to talk about refusal to obey orders when I am no longer involved and I will not be the one to go to jail. They say that as long as my promotion in the army was at stake I said nothing, but now that I have nothing to lose I am suddenly a hero. That is all true. I reached political and moral maturity very late.

But I can also say, roughly, that I always bombed military targets. When I bombed civilian neighborhoods, it was during a full-scale war, when planes and tanks and soldiers from both sides were locked in combat, and it was far from sure who would win. In general, in the wars in which I took part, our feeling was that Israel was in an inferior position and that we were fighting for our lives and our home, literally. As to the territories, as to this military struggle against the Palestinians, I simply don't see armies facing off and I don't see a war. In fact, I don't even know which side of the fence I'm on, because I am certainly not on the side of the settlers. What I see is an occupied population that has a few hundred rifles and mortars, which is trying to expel us, while we refuse to go because we have invested a few cents in unnecessary settlements.

I am aware of the arguments against refusal. First of all, they say that in a democracy, it is the role of the elected political level to decide what constitutes a legitimate goal and what does not. I reject that. Precisely in a democracy, it is the right and the duty of every citizen to oppose illegitimate warfare. In totalitarian regimes, people who

refuse to serve are shot, while here they are only sent to prison briefly. It is in a democracy that you have the option of not following the herd.

The second argument is that we need more humanists at the roadblocks in order to ease things for the Palestinians and that we must not leave the army to the nut cases on the right. I also deny the importance that is attributed to individual soldiers at a roadblock, because in the course of time, they all become insensitive to suffering. I think that the individual soldier carries the greatest weight when he refuses to serve.

The third argument is that if everyone were to decide which orders to obey, the time will come when the settlers will refuse to evacuate the settlements. To that I say: That's fine with me. For my part, the settlers can refuse to evacuate the settlements and we will do it for them. I, for example, would refuse to demolish the home of a Palestinian with a bulldozer, and at the same time, some soldier-settler would refuse to evacuate a settler family. That's fine with me. The important thing is for soldiers to retain their humanity and realize that they are confronting dilemmas.

In my opinion, all the IDF's operations in the territories are approaching the red line of the black flag. I cannot judge what is legal and what constitutes a war crime. At a time when the Americans kill 7,000 people in an attempt to find one person, it is difficult to talk about morality in war. Since the establishment of the Palestinian Authority, following the Oslo accord, we have begun to treat it as a state even though it is not. That makes it easier for us to attack it with weapons, such as planes and tanks, that are intended for use against armies in war. My feeling is that we have crossed a line, and I am afraid that the day is not far off when we will bomb the Arabs in Israel the way we opened fire on them in the demonstrations of October 2000.

The day is not far off when the Israel Air Force will bomb Umm al-Fahm, in the same way that Saddam Hussein bombed his Kurdish citizens. I don't know if the air force pilots will refuse to obey such an order. There will be someone to persuade them that the operation is logical and essential, that the bombs are smart, that the only targets are city hall and the Islamic movement, and not innocent people. I don't see any great difference between that and bombing Ramallah.

• APPENDIX D: Australian Government knowledge of illegal activities and cover up!

House of Representatives Hansard:

Title: Question without Notice: Middle East Peace Process

Date: 4 March 1997 **Questioner:** Brereton, Laurie, MP (Kingsford-Smith, ALP)

Responder: Downer, Alexander, MP (Mayo, Foreign Affairs, LP)

Middle East Peace Process

[Mr BRERETON](#) —My question is to the Minister for Foreign Affairs. **Does the Australian government consider the building activities in Hebron sponsored by Mr Joseph Gutnick to be consistent with the Oslo agreements and the Hebron protocol? Does the government concur with the view of Shimon Peres concerning the impact of Mr Gutnick's activities on the Middle East peace process? Given Mr Gutnick's reported statement that he would cease his activities in Hebron if the Australian government asked him to do so, what, if any, representations is the government making to Mr Gutnick?**

[Mr DOWNER](#) —Let me begin by saying that the House knows only too well that the Australian government has given very strong support to the Middle East peace process throughout [**Does financing illegal settlements support peace? Isn't illegal settlement a crime under the international law?**]. We have made consistent statements in support of that process on many occasions. As far as Mr Gutnick is concerned, **I am aware** of the interest that Mr Gutnick has in Israel and in particular in the issue, as I understand it, of settlements in Israel. **But Mr Gutnick is a private Australian citizen and as an Australian citizen in a private capacity he is entitled to hold whatever view he likes and is entitled to spend his money however he likes as well. Mr Gutnick's activities are a matter for Mr Gutnick. [Is that mean that any private citizen can finance terrorist activities?]**

The Australian government's position is a position of very strong support for the Middle East peace process. Whenever we have seen any weakening of commitment by any of the parties to that peace process, we have made it perfectly clear that we think the process should return to its track.

“Millions (tax-free) make their way each year from Gutnick’s companies to Chabad yeshivas [**there are at least 20 Chabad yeshivas terrorist organisations in Australia**] and other countries, settlement schemes in Hebron, Jewish organisations, political parties and sports associations in Australia. There are many Jews in Australia who donate more than Gunick. A good deal more. Few people know, for example Frank Lowy, formerly Pinhas Levy of Golani, contributes \$6 million a year to Israel.”

[Gunick, and Israeli right wing, transfer and ethnic cleansing plan:]

“Gutnick launches into an explanation without further ado: “I’m not anti-Arab. I would be very happy to see them living in Saudi Arabia. There are no lack of places for Palestinians to go. That’s where their homeland is. Don’t get me wrong. I am not proposing that we kill the Palestinians or harm them in any way. What Baruch Goldstein did is against Jewish law.”

Israel is a Jewish state, and it grants the Arabs those rights coming to them. Anyone who isn’t satisfied with the jobs and rights we offer him is entitled to move to Saudi Arabia”

Akiva Elder interview with Josef Gutnick. Ha'aretz, Sunday, September 20, 1998.

- **Zionist admitted their terrorist activities and how they abused Australia's system:**

"After the six days war, most religious Zionists believed they were not only seeing a miracle, but actually witnessing the beginning of the redemption. The knitted skullcap was a proud symbol, admired and widely hailed throughout the Jewish world. Then came the **Jewish "underground" and its program of terrorism**, and a growing awareness that the lofty Messianic world of Rabbi Zvi Yehuda Kook, and Gush Emunim, had within it the seeds of potential disaster. Love of Eretz Yisrael mutated into a fanaticism about the "sanctity" of the land which brooked no compromise, not only in relation to issues connected with pikuach nefesh - life or death - but on the future survival of the state itself. One could also not ignore the fact that Yigal Amir was in every respect - until he murdered Rabin - a religious-Zionist role model."

Isi Leibler, Chairman of the governing board of the World Jewish Congress. Australian Jewish News, 'Religious Zionism at the crossroads', 10 July 1998.

"About two-thirds of the Jewish Agency's US\$400-500 million budget goes to rescuing Jews in distress, immigration and absorption, while 10 per cent is allocated for education...For local taxation reasons, all Australian donations go to the Agency's refugee relief programs."

The Jewish Agency treasurer, Sallai Meridor. The Australian Jewish News, 18 December, 1998.