

Asem Judeh

Melbourne 19 October 2009

The Hon Arch Bevis MP
Chair
Parliamentary Joint Committee
on Intelligence and Security
Parliament House
CANBERRA ACT 2600

Dear Mr Bevis

Supplementary Submission on re-listing Hamas's Brigades and PIJ

As you know the politics of Israel-Palestine issue is always attracting the international community attention and always there are important development day-to-day basis.

Because of that I am writing this supplementary submission that summarises the important developments in relation to re-listing the Brigades and PIJ since I submitted my original submission to PJCIS.

The recent development supports all the facts, analysis and serious allegations included in my previous submission.

These recent facts and reports show clearly the root causes of the violence and terrorism in Palestine. It proves that occupation is violence and terrorism; colonization is violence and terrorism.

This new evidence proves that ASIO's assessment report is politically motivated and misleading the parliament and public.

Finally, when I appear before the Committee to give oral evidence, I will present more facts and answer all clarifications and questions from the Committee members.

Sincerely yours,

Asem Judeh

Asem Judeh's

Supplementary Submission on re-listing Hamas's Brigades and PIJ

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1. Introduction

After October 11, 2009, new important developments has emerged in relation to PJCIS Inquiry into Review of the re-listing of Hamas' Izz al-Din al-Qassam Brigades (the Brigades), Kurdistan Workers Party (PKK), Lashkar-e-Tayyiba (LeT) and Palestinian Islamic Jihad (PIJ) as terrorist organisations under the *Criminal Code Act 1995*.

Also, I found more accurate internet materials that support the serious allegations that ASIO's assessment report is dangerously politically motivated to re-list Hamas's Brigades and PIJ as terrorist organisations forever. In future, to assist the Zionist state and on the same basis ASIO will and can list any Palestinian organisation as a terrorist organisation.

I hope that PJCIS investigate and examine the new developments and facts presented at this supplementary submission.

2. UN Fact Findings Mission on the Gaza Conflict

I have completed reading the 575-page of UN Fact Findings Mission on the Gaza Conflict. Please note, that this lengthy important investigative report:

- Is the first of its kind since the start of Middle East conflict i.e. Palestine question. The United Nations did not seriously investigate any of Israel's ethnic cleansing crimes before or after 1948.
- The report comes at a time when the Palestinians in Gaza are still suffering from the deprivations and humiliations of Israel's collective punitive sanctions imposed in June 2007.
- These sanctions have denied the Palestinians almost all basic household staples, construction materials to rebuild destroyed homes and medicines to relieve the pain and suffering of the thousands injured as well as the acutely and chronically ill. This, the report stated, was evidence of Israel's intent "to punish, humiliate and terrorize a civilian population, radically diminish its local economic capacity both to work and to provide for itself, and to force upon it an ever increasing sense of dependency and vulnerability."
- Contrary to Israel's assertions, no evidence was found of Hamas using its own people as human shields, but there were numerous incidents cited of Palestinians being used as human shields by Israeli soldiers.
- After decades of trying to impose accountability on Israel under international law, the Goldstone report provides a legal basis for doing so. As a signatory to the Geneva Conventions, Australia has an obligation to demand that claims of war crimes against Israel be heard

before the International Criminal Court of Justice if Israel fails, as proposed in the report, to conduct credible internal investigations over the next six months.

Why UN Fact Findings Mission on the Gaza Conflict report is related to PJCIS inquiry?

The report clearly confirms the following facts and analysis presented in my October 12th submission:

- Who to blame for breaking the Egyptian sponsored ceasefire between Hamas and Israel?
- Israel real intention to get rid of Hamas.
- That **all** rockets fired into Israel from Gaza are in response to Israeli aggression.
- The UN investigation report includes all the **factual and legal** facts to Israel ongoing aggression in **all** Palestinian occupied territory, East Jerusalem, West Bank and Gaza.
- The UN report confirms that ASIO's assessment report is politically motivated, inaccurate and misleading.

Israel and Hamas response to UN Fact Finding Mission and UNHR decision endorsing the report, October 16.

The PJCIS can determine who is the terrorist or has extreme view and oppose peace.

Israel Response:

- As usual, Israel refused to cooperate with UN Committee investigation;
- As expected, Israel has rejected all the allegations included in the report;
- As expected, Israel has rejected UNHR endorsement to the report and before that Israelis lobbied hard many countries to vote against the report.
- Israel intimidated the international community, that there is need for peace process if UN report adopted.

Palestinian, including Hamas, Response:

- **All** Palestinian factions, including Hamas, strongly cooperated and supported the UN Fact Finding Mission.
- Democratically elected PM Ismail Haneyah said that "Hamas dealt with the committee during the duration of its investigations in Gaza, Haniyeh said, and will continue to deal with the realities of the report."

He said media coverage of an alleged Hamas rejection of the UN-mandated Goldstone report was unsubstantiated.”¹

- Human Rights group backs Hamas stance on UN report. The Palestinian Centre for Human Rights (PCHR) on Friday welcomed Hamas' decision to endorse the United Nations Fact Finding Mission on Gaza and the movement's purported commitment to conduct effective investigations. "Hamas' decision to conduct investigations is welcome," the PCHR said in a statement. "It is a first step towards upholding victims' rights and enforcing the rule of the law." The Palestinian human rights organization said Hamas agreed to look into "all alleged violations of international law committed in the context of the Israeli offensive on the Gaza Strip."² See Appendix A PCHR Press Release.
- Hamas's political leaders made the following statements after UNHR endorsed the UN Fact Finding Mission report, October 16:

In the Gaza Strip, the Hamas government expressed hope that "the vote on the report will serve as the basis for prosecuting Israeli war criminals."

Hamas spokesman Taher Nunu called the report's endorsement "a victory for the Palestinian victims."

Moussa Abu Marzuk, a top Damascus-based Hamas leader, thanked the UN Human Rights Council for endorsing the Goldstone report on Operation Cast Lead, and said the resolution adopted on Friday benefits all the Palestinian people. "We thank all the states that led to the report's endorsement, a move that benefits all the Palestinian people. Hamas approves of the international stance regarding the report, while some Palestinians are trying to let Israel off the hook," Abu Marzuk said.³

BBC Middle East Editor:

All in all, BBC Middle East Editor, Jeremy Bowen, said that about UN report and UNHR endorsement:

The row about the report is an antidote to any over-optimistic hope for peace. In many ways, it is a more honest expression of reality, of the deep divisions that exist, than the uncomfortable handshake between

¹ Ma'an news agency 'Haniyeh: Resistance will survive Goldstone report' <http://www.maannews.net/eng/ViewDetails.aspx?ID=232212>

² Ma'an 'Rights group backs Hamas stance on UN report' <http://www.maannews.net/eng/ViewDetails.aspx?ID=232666>

³ Jerusalem Post 16 October 2009. 'Palestinians approve of UN resolution' <http://www.jpost.com/servlet/Satellite?cid=1255694826067&pagename=JPost%2FJPArticle%2FShowFull>

Israel's prime minister and the Palestinian Authority president that US President Barack Obama manufactured in New York last month. Mr Obama, who came to office hoping to renew and reinvigorate a peace process, has had another reminder of how difficult a job he has taken on.

Israel says it will not take risks for peace, if it cannot defend itself. And the Israelis have once again been condemned in an international forum.

There was some confusion among Israel's European allies. UK Prime Minister Gordon Brown had a "robust" discussion with his Israeli counterpart last night, apparently talking about a British abstention in Geneva. The UK did not vote in the end, although initially the Foreign Office said it had abstained. Then Downing Street said it was a non-vote rather than a formal abstention. Perhaps Israeli pressure worked, partly. Perhaps Mr Brown decided to send a signal to the Israelis, but on second thoughts, not too much of one.⁴

3. How Hamas responded positively to UN Report since September 15?

My first submission to PJCIS concluded that ASIO's assessment report is politically motivated, lacks any accurate intelligence facts and no analysis what-so-ever.

To prove that Hamas is a moderate and responsible political party, **BBC reported that, 14 October 2009:**

Four Palestinians have been wounded in an Israeli air raid on tunnels between the Gaza Strip and Egypt, Palestinian medics have reported. **[1] Israel confirmed the air raid, which it said was in response to a rocket fired from into Israel on Tuesday night.**

The rocket caused neither casualties nor damage.

[2] The Islamist militant group Hamas has controlled the territory since it took it over by force in June 2007.

⁴ BBC 16 October 2009. 'UN backs Gaza 'war crimes' report' http://news.bbc.co.uk/2/hi/middle_east/8310754.stm

[3] The strip is subject to a strict blockade by Israel, and Egypt which controls Gaza's southern border, under which all but the most basic food and medical goods are forbidden entry. ⁵

The above report proves that ASIO has adopted Israelis lies that Palestinians are firing rockets to Israel. In fact, ASIO's assessment report did not include any of Israelis aggressions.

The Palestinian news agency, Ma'an, reported the following on the same above report:

Bethlehem - Ma'an/Agencies - Israeli warplanes bombed two smuggling tunnels along the Gaza Strip's border with Egypt on Wednesday morning, injuring four people.

Witnesses said a large tunnel was destroyed when an Israeli warplane fired several missiles at it. The four injured were taken to Abu Yousef An-Najjar Hospital in the city of Rafah, medical sources said.

[1] The Israeli army spokesperson's office said the strike was in response to a homemade projectile fired from Gaza into Israel, which caused no injuries.

[2] No Palestinian group has claimed responsibility for the reported projectile attack.⁶

The above two reports raises many important questions and concern about the credibility of Australia's top intelligence agency report on Hamas's Brigades and PIJ.

Based on the above two report from two respected media sources on the same news story, I would like to raise the following concerns to PJCIS for further investigation in relation to ASIO's report:

- Both reports repeated Israel's claim that their attack came in response to '**rocket fired from into Israel**';
- BBC reported that 'Islamist militant group Hamas has controlled the territory since it took it over by force in June 2007' and
- Ma'an reported that 'No Palestinian group has claimed responsibility for the reported projectile attack'.

⁵ BBC 14 October 2009. 'Israeli air raid on Gaza tunnels' http://news.bbc.co.uk/2/hi/middle_east/8310754.stm

⁶ Ma'an 14 October 2009. 'Israeli airstrike wounds four in Gaza' <http://www.maannews.net/eng/ViewDetails.aspx?ID=232058>

- Since all ASIO's 'facts' based on the internet sources, then how ASIO can be certain that these information are accurate. Given ASIO's important role to get accurate facts to advise accordingly the Attorney-General and Parliament on important issues on security and safety that concern all Australians. In other words, ASIO's role to protect people lives, here in Australia and abroad. So ASIO have responsibility to report **only** accurate facts to protect Australian, Israelis and Palestinian lives. I have no doubt that ASIO did not act professionally, ethically and politicised the information. As a result of that, ASIO gave Israel an excuse to kill Palestinian civilians and destroy their property and civilian infrastructure.

The following reports proves that none of Palestinian arm groups fired rockets into Israel and if they do this they do it in reaction to Israelis ongoing intimidation and killing:

AlJazeera September 26, 2009⁷:

Five people have been injured after shots were fired at a funeral in Gaza City for two of three Palestinians killed in an Israeli air raid, Palestinian medical sources have said.

The gunshots rang out from across the border with Israel, Palestinian sources told Al Jazeera, as thousands of Palestinians turned out in the streets for the funeral on Saturday.

The three men killed in the Israeli air raid were travelling in a car when it was struck by a missile, Moaiya Hassanain, an official at the Gaza health ministry, said.

The Israeli military said the Palestinian militants were hit from the air as they unloaded rockets from their vehicle.

Islamic Jihad issued a statement blaming Israel for what it said was a "cowardly crime" and calling on all Palestinian armed groups to confront it.

BBC September 26, 2009⁸:

Two Palestinian teenagers have been wounded by Israeli tank fire, reports from Gaza said.

The boy and girl were hit east of the Maghazi refugee camp. A Palestinian official told the AFP news agency that the incident happened early on Monday.

The Israeli military said it would not comment until after the Jewish holiday of Yom Kippur because the country is on virtual shutdown.

On Friday, an Israeli air strike killed three Palestinian militants in Gaza.

Violence on Gaza's borders has been relatively infrequent since Israel launched a large-scale offensive in December 2008.

⁷ AlJazeera <http://english.aljazeera.net/news/middleeast/2009/09/200992613560977776.html>

⁸ BBC http://news.bbc.co.uk/2/hi/middle_east/8278808.stm

It says the campaign was an attempt to stop rockets being fired into Israel from the Hamas-run Gaza Strip.

Haaretz September 30, 2009⁹:

Palestinian militants in the Gaza Strip fired two Qassam rockets into the western Negev on Tuesday, Army Radio reported, in the latest breach of a cease-fire between Israel and Hamas in the coastal strip.

The rockets caused neither casualties nor property damage, according to Army Radio. The first reportedly struck in the Eshkol region, and the second hit an open field north of Gaza.

Earlier in the day, Palestinians opened fire on Israel Defense Forces soldiers along the security fence near central Gaza, Army Radio said. In this incident too, no one was reportedly wounded.

Haaretz October 6, 2009¹⁰:

The Hamas rulers of the Gaza Strip have arrested over the last two days a number of Palestinian militants planning to fire rockets at western Israel, *Al-Sharq Al-Awsat* reported Tuesday.

The report quoted group sources as saying Hamas leader Ismail Haniyeh has organized a crackdown against Palestinian factions to curb the attacks against Israel.

Hamas has warned the factions not to fire rockets under any circumstances, according to the report, even in response to Israeli measures at the Temple Mount in Jerusalem.

The reported crackdown comes following publication of the Goldstone Commission's investigation into Israel's offensive on the Gaza Strip earlier this year.

Ma'an October 7, 2009¹¹:

Several people were injured by Israeli shelling east of Gaza City on Tuesday afternoon, witnesses and medics said.

Witnesses said seven artillery shells landed near a Palestinian security installation close to the Ash-Shujaiyyah neighborhood, near the Green Line border with Israel.

⁹ Haaretz <http://www.haaretz.com/hasen/spages/1117821.html>

¹⁰ Haaretz <http://www.haaretz.com/hasen/spages/1119165.html>

¹¹ Ma'an <http://www.maannews.net/eng/ViewDetails.aspx?ID=230256>

An Israeli military spokesperson said Israeli forces opened fire when alleged Palestinian gunmen shot at Israeli civilians performing maintenance work along the border.

The Israeli military also said that its tanks had opened fire in the area.

[Again] Palestinian armed groups have not claimed responsibility for any shooting at Israeli forces in Gaza.

Haaretz October 14, 2009¹²:

Israeli warplanes attacked two smuggling tunnels along the Gaza Strip border with Egypt on Wednesday, wounding three tunnellers, Palestinian medical sources and the Israel Defense Forces said.

An IDF spokeswoman said the attack came in response to a rocket fired by Gaza militants into southern Israel late on Tuesday. It landed in an open field causing no casualties, the army said.

The Palestinian medical source said one of the three tunnellers was moderately wounded. No Palestinian group claimed responsibility for firing the rocket.

Rocket attacks on Israel have tapered off since a December-January war between Israel and Gaza militants. Israeli defence officials have credited Islamist Hamas, which controls the coastal enclave, for stopping militants from launching them.

Israel's lies. Why ASIO is repeating Israel's lies and hatred?

UN Fact Finding Mission Report

Repeatedly Israel has denied that they have used deliberately Palestinian civilians as human shields.

UN investigation team found that:

55. The Mission investigated four incidents in which Israeli forces coerced Palestinian civilian men at gun point to take part in house searches during the military operations (Chapter XIV).

The Palestinian men were blindfolded and handcuffed as they were forced to enter houses ahead of the Israeli soldiers. In one of the incidents, Israeli forces repeatedly forced a man to enter a house in which Palestinian combatants were hiding. Published testimonies of Israeli soldiers who took part in the military operations confirm the Continued use of this practice, in

¹² Haaretz <http://www.haaretz.com/hasen/pages/1120999.html>

spite of clear orders from Israel's High Court to the armed forces to put an end to it and repeated public assurances from the armed forces that the practice had been discontinued. The Mission concludes that this practice amounts to the use of Palestinian civilians as human shields and is therefore prohibited by international humanitarian law. It puts the right to life of the civilians at risk in an arbitrary and unlawful manner and constitutes cruel and inhuman treatment. The use of human shields also is a war crime. The Palestinian men used as human shields were questioned under threat of death or injury to extract information about Hamas, Palestinian combatants and tunnels. This constitutes a further violation of international humanitarian law.¹³

Israel used Palestinian civilians as human shields for many years, especially in West Bank and during Israel's full destruction and killing of Palestinian civilians in West Bank March-April 2002, where Israel committed Jenin massacre and denied United Nations investigation team to enter Israel-Palestine.

Daily Mail: Israel used a boy aged 13 as a human shield

The following Front-Page report has been published at British newspaper *Daily Mail*, April 2004:

Daily Mail, Friday, April 23, 2004 Page 27

Teenager tied to police vehicle to stop his friends throwing stones

The day Israel used a boy aged 13 as a human shield



THIS is what happened to a Palestinian child who joined teenagers throwing stones at Israeli border police. Muhammed Badwan was grabbed by officers and tied by an arm to the grille covering the windscreen of their security vehicle (circled). Last night the 13-year-old's father said the police had illegally used his son as a human shield.

From **Matthew Kalman** in Jerusalem. The incident happened in Muhammed's home village of Biddu, north-west of Jerusalem, which has become a flashpoint for violence between Israeli forces and demonstrators protesting against the building of an Israeli security fence. The picture was published by an Israeli human rights group trying to expose the behaviour of some Israeli security personnel. Rabbi Arik Ascherman, director of Rabbis For Human Rights, heard about the boy and tried to intervene with the police, demanding he be released. The rabbi claimed he was head-butted by one of the officers and arrested. He said he intended to press charges against the police. "The boy was sitting on the hood of a vehicle, unsuccessfully trying to hold back his tears, shivering with fright, and with one arm tied to the screen protecting the windshield," he said. "We tried to calm him down and reassure him. I asked if he was hurt. He said he had been beaten and was in pain. It is very depressing that we have come to this position where this is what we do." The Israeli police said they were investigating the incident.

¹³ Report of the United Nations Fact Finding Mission on the Gaza Conflict http://www2.ohchr.org/english/bodies/hrcouncil/specialsession/9/docs/UNFFMGC_Report.pdf

Israeli Human Rights group, B'tselem investigation¹⁴

During Israel offensive barbaric attack on Gaza, just before midnight, on December 29, the Israel Occupation Forces Spokesman's Office posted an urgent headline on its Web site: **Truck packed with weapons attacked near Jabalya.**

The subheadline went on to read: "At around 6 P.M., the Israel Air Force attacked a Hamas truck carrying dozens of Grad rockets."

According to the article, the rockets in the truck caused a secondary explosion, shooting pieces of weaponry in all directions. The rockets were being transferred, said the article, due to militants' fear that their present storehouse would be attacked by the IAF, as well as to be put to use for launching at Israel.

The article was accompanied by a video just over 2 minutes showing the IAF's perspective from the sky, until just a moment before the explosion. The video shows 15 white figures casually milling between two vehicles. Three long black objects appear between their hands and the white figures lay these objects down on what seems to be a truck. The second vehicle takes off at a certain point and suddenly an explosion sounds and flames cover the screen. An eyewitness said the explosion was caused by an overhead drone.

Human rights groups' investigations, however, present a different testimony altogether.

According to B'tselem and the Mazan center for human rights, the truck belongs to Ahmed Samur, 55, and is still standing, burnt, beside his workshop in the Jabaliya refugee camp. Next to it hang scorched oxygen balloons, a blade and cables. Nobody dares move the truck or the accompanying accoutrements for fear that the UAVs filming every detail from above will bomb whoever approaches.

"Everything is still there on the ground," said Samur on Thursday. "We only moved the dead."

Just three hours before the attack, Samur's daughter told him that she had heard on the local radio that a house next to his workshop had been bombed.

He immediately got into his Mercedes truck, along with his son and a few neighbors and relatives, and went to the workshop to see the damage.

¹⁴ Haaretz 2 January 2009. Amira Hass / Did the IAF bomb a Gazan welding truck or a Hamas Grad transport? <http://www.haaretz.com/hasen/spages/1052258.html>

They were shocked to discover that the neighboring house had collapsed onto his workshop and decided to pack up the expensive tools and take them home before they could be looted.

On the first round, they brought home a drill, a welding torch, a scale, other tools and a gas balloon for cooking. Then they went back to the workshop to pack up the rest: three of six oxygen balloons used for welding, two jerrycans filled with benzene and two filled with diesel.

As Samir's son Imad organized the tools in the truck, his brother-in-law packed his own smaller car with 50 packages of welding electrodes, 4 kilograms each, and drove off.

Samur himself stood on the other side of the street to keep the dust particles from the burning nearby house from flying into his lungs. He looked at the youths packing the truck and was reminded of working bees in a honeycomb - this was just before 5 P.M., he estimates.

"Suddenly I saw a flash of light next to my truck and then it caught fire and I heard the sound of an explosion. I started to run toward the blast, and when I got close and the smoke cleared, I saw bodies, one of them belonging to my son Imad. I fainted. When I woke up they told me that Imad and the seven other young people who were helping him had been killed," he recounted.

Speaking to *Haaretz* by phone, Samur said: "These were not Hamas, they were our children, and I will tell you their names. Imad Samur, 32; Ashraf al-Dabar, 30; Mahmoud Rabayan, 15; Rami Rabayan, 23; Ahmed Hila, 19; Mohammed Mahdi, 17; Wissam Eid, 14; Mohammed Haber, 20. Four others were hurt, two of them seriously: Bilal Rabayan, 19 and his brother Baha, 16.

"You have experts and smart people in Israel," he said. "They should come and check my truck and the oxygen balloons. They should see that they were not Grad missiles and they were not anything else. You people are saying they burnt a big truck filled with Grads. Well come and see for yourself."

Haaretz asked the IDF spokesperson if the video depicts the truck in question, and was told "the truck's contents were taken from a building that was housing ammunition and rockets."

No one in Gaza has denied that the building is used for the construction and firing of Qassam rockets, but there are many targets hit by the IAF whose military importance is unclear at best. For instance, a small, empty building in the middle of a playground in the Shabura refugee camp in Rafah which was blown up by the IAF two days ago, in an attack that left two dead.

Mazan said the unending IAF attacks have made it very difficult to determine how many of the targets hit were military and which were civilian

4. ASIO and the science of information: Comparison with other intelligence organisations MI5

To prove that ASIO don't have the philosophy of the science of information in their intelligence gathering in relation to Palestine, Israel and Jewish lobby in Australia, I did research the major intelligence organisations in the world. I found an interesting facts that proves our top intelligence organisation, ASIO, is misleading the parliament, public and spreading hatred toward Palestinian people.

This information proves that ASIO don't have any long term strategy to gather all intelligence to protect Australian people and our country national interest.

Facts from British Security Service MI5

1 March 2006 releases: Files of Jewish interest¹⁵

Israel Panner

File refs KV 2/2173-2174

As one of the leading Communist Jewish writers of the period, Israel Panner (who often wrote under the barely effective nom de plume of 'Rennap') was an obvious subject of Security Service interest in the 1930s and 1940s. As documented in KV 2/2173 (1934-1947) he first came to the Service's attention through being mentioned in intercepted correspondence of other Communist targets, and was soon found speaking at meetings.

Menachem Begin

File refs KV 2/2251-2252

Menachem Begin was the sixth Prime Minister of Israel (1977-1983) and leader of the country's leading right-wing party, Herut, from 1948-1983. He came to prominence as an advocate of the view that mainstream Zionist groups were too accommodating with the British authorities in pre-1948 Palestine, and

¹⁵ MI5 website <http://www.mi5.gov.uk/output/files-of-jewish-interest.html>

advocated the use of force to establish a Jewish state. He joined the militant Zionist group Irgun during the Second World War and eventually became its leader. The Irgun's attacks on British targets in Palestine made him one of the most wanted men in the region, with a substantial reward posted for his capture.

Stern Group

File refs KV 5/29-32

This collection of reconstituted files on the activities of the Stern Group (or Stern Gang, known as Lehi in Hebrew) records the Security Service's interest in this group's activities from 1941 to 1951. The Group carried out a series of attacks against British officials, police and soldiers, most notably the assassination of the British Minister Resident in the Middle East, Lord Moyne, and the murder of 28 British soldiers in a bomb attack in February 1948. Perhaps its most notorious attack, though, was the assassination of the United Nations negotiator Count Folke Bernadotte (right) in Paris in October 1948.

Hagana

File refs KV 5/33

This heavily weeded reconstituted file records the Security Service's collection of information about the Hagana, the Zionist defence force for Jewish settlements in Palestine. It includes a 1930 report by the Palestine CID on the Hagana's early history (serial 1a).

From the file, which spans the period 1930-1953, it is clear that the Service's main concern was possible Soviet support for or manipulation of the Hagana. The Service was also interested in the developing relations between the Hagana, Irgun and the Stern Group. The file includes (serial 90a) examples of Jewish propaganda sent to British soldiers in January 1946.

Irgun

File refs KV 5/34-41

This collection of files documents the Security Service's monitoring of the activities of Irgun, the Jewish organisation involved or implicated in numerous acts of terrorism in the closing years of the British mandate in Palestine. The file covering the pre-war and Second World War period (KV 5/34, 1938-1946) is largely concerned with tracking the changes to the leadership of Irgun, its relationship with Zionist Revisionist groups, and assessing the strength of Irgun. The file includes reports of Irgun terrorist activities, which were suspended for most of the war (Irgun leader David Raziel served with the allies and was killed in action in 1941) but resumed in 1944, around the time that Menachem Begin assumed the leadership. The file Supplementary Parliamentary Joint Committee on Intelligence and Security Review of the re-listing of Hamas' Izz al-Din al-Qassam Brigades and PIJ

includes an Irgun propaganda leaflet which addressed Palestine's Arab neighbours (serial 33a) and shows that Teddy Kollek, the future mayor of Jerusalem, was in contact with the Defence Security Officer in Palestine (e.g serials 57c, 63zc and 67ab).

3 March 2009 releases: Files of interest to Jewish researchers¹⁶

Peter Bergson, alias Kook

File ref KV 2/2956 - 1946-1955

Bergson was a leading member of the European Zionist movement in post war Europe, and this reconstituted file details the Security Service's collection of information about his activities. Bergson played a leading part in encouraging Jewish immigration into Palestine, through agencies he led such as the Hebrew Committee of National Liberation. Despite this, it seems that the Service did not actively investigate or target Bergson, but was content to collect reports of his activities from other sources. The file shows official interest in his movements in 1946 (Bergson was trying to get papers to allow him to attend the 1946 Zionist Conference in Switzerland), American records about his work (a 1944 assessment at serial 1z passed on by the US Embassy in 1946) and in his efforts to found a Government in Exile of the Hebrew Republic of Palestine. Of some interest are the accounts of Bergson's arrest in connection with landing of Irgun arms in Israel in 1948 by the Jewish authorities (serial 28a).

This release also includes the file on **Franz Weintraub (KV 2/2982-2983, 1940-1956)**, the Austrian Communist, writer (as Franz West) of the autobiographical 1983 film Return to Vienna.

Release of Security Service files to The National Archives¹⁷

The [organisation files](#) (KV 5/28-40) include files on Hagana, the Stern Group and Irgun, radical Jewish groups in Palestine during the British mandate.

A few files have been weeded whilst others have been reconstituted from microfilm of the original document, and therefore are in photocopy form. In both cases this is indicated here.

Most personal files include a minute sheet attached to the inside cover, providing a useful index to the file.

¹⁶ MI5 website <http://www.mi5.gov.uk/output/3-march-2009-releases-files-of-interest-to-jewish-researchers.html>

¹⁷ MI5 website <http://www.mi5.gov.uk/output/news/release-of-security-service-files-to-the-national-archives.html>

Highlights of the release include:

- Future Israeli prime minister (and leader of the Zionist paramilitary group Irgun) [Menachem Begin](#);
- Leading British folk singer and writer [Ewan MacColl](#);
- The little known spy case of [Oliver Green](#);
- The "Red Dean" of Canterbury, [Hewlett Johnson](#);
- The covert fishing boat bus runs between Scotland and German occupied Norway during the Second World War ([LARK organisation](#) and the [MV Reidar case](#));
- German agent [Wilhelm Mörz](#), believed to be the only German spy introduced into the UK during the Second World War who successfully evaded capture;
- Female Irish speedway and motor racing driver [Fay Taylour](#);
- Groups associated with terrorist and propaganda activities in mandate Palestine: [Irgun](#), [Hagana](#) and the [Stern Group](#);
- Art historian [Francis Klingender](#), whose *bona fides* were provided by the Soviet agent Anthony Blunt;
- Reports of [German espionage activities](#) in Gibraltar and [Japanese espionage activities](#) in the Far East;
- [Press censorship](#) and the D-notice system.

Facts from Federation of American Scientists (FAS)

The Federation of American Scientists (FAS) was founded in 1945 by scientists who had worked on the Manhattan Project to develop the first atomic bombs. These scientists recognized that science had become central to many key public policy questions. **They believed that scientists had a unique responsibility to both warn the public and policy leaders of potential dangers from scientific and technical advances and to show how good policy could increase the benefits of new scientific knowledge.**

FAS has the Strategic Studies Institute which publishes a monthly e-mail newsletter **to update the national security community on the research of our analysts, recent and forthcoming publications, and upcoming conferences sponsored by the Institute.** Each newsletter also provides a strategic commentary by one of our research analysts. If you are interested in receiving this newsletter, please subscribe on our homepage at www.StrategicStudiesInstitute.army.mil/newsletter/.

I wonder if ASIO rely on any of the existing academic credible research centres to get educated about the root causes of the violence and terrorism in Middle East.

HAMAS AND ISRAEL: CONFLICTING STRATEGIES OF GROUP-BASED POLITICS. Research Paper by Sherifa Zuhur

This important and recent 90-page research document written for FAS in December 2008. It has important facts about Hamas, Israel military occupation and peace process.

It worth reading and demanding that ASIO rely on credible sources and benefit from Australian research centres.

The document Front-Page states that:

This publication is a work of the U.S. Government as defined in Title 17, United States Code, Section 101.

Zuhur's document can be found at the following link <http://www.fas.org/man/eprint/zuhur.pdf>

Also, **Congressional Research Service Reports on the Middle East**¹⁸ and the Arab World contain many important research documents about Middle East.

5. Fatah and Peace Process

Fatah: 'Settlement activity comparable to bus bombings in Tel Aviv'¹⁹

Fatah strongman Mohammed Dahlan on Sunday compared Palestinian suicide bombings to Israel's establishment of settlements on Palestinian land, Israel Radio reported.

"What is the difference between blowing up a bus in Tel Aviv and taking over Palestinian land?" Dahlan asked.

Dahlan warned against a "loss of control" on the Palestinian street, in light of recent clashes between Israeli police and Palestinian rioters in Jerusalem, but added that the Palestinians were not interested in a protracted conflict with Israel.

¹⁸ See <http://www.fas.org/sgp/crs/mideast/index.html>

¹⁹ Haaretz 11 October 2009. <http://www.haaretz.com/hasen/spages/1120210.html>

The Fatah man also warned that riots in Jerusalem will not subside as long as Israel's prime minister "keeps sending settlers to pray at Al-Aqsa Mosque." The Fatah official in the West Bank charged with Jerusalem affairs, Khatem Abed al-Kadr, said that Israeli authorities had provided guarantees that the Palestinians would not be arrested. However, "the danger to the Al-Aqsa Mosque has not passed," he said, calling on Israel's Arabs and the residents of East Jerusalem to maintain a constant presence at the mosque.

Yossi Sarid: Abbas is a dead man - Netanyahu and Barak killed him²⁰

Mahmoud Abbas might as well be considered a dead man; Benjamin Netanyahu and Ehud Barak have killed him. Following a brief and angry meeting, they left a cyanide pill for him on the table and exited the room. He still managed to make two or three trans-Atlantic telephone calls and in a moment of despair swallowed the Goldstone report, which he is now trying to regurgitate in Geneva.

To force the chairman of the Palestinian Authority, of all people, to withdraw his demand for a discussion of the report - that is an Israeli-American dictate tantamount to pressuring him to commit hara-kiri. Extortion through the use of threats has paid off, and once again there is no party to speak with, nor will there be in the near future. This is what happens when one turns a partner into a collaborator.

Netanyahu does not merely want to win; he also wants to humiliate. He does not merely want to stab a knife in the back, but also turn it in the stomach. Bibi understands the nature of the beast's soul - that of Israeli public opinion, which cheers on the toreador who places his foot on the bull when it is already dead.

Fatah memo: We lost hope in Obama for caving to Zionist pressure²¹

Fatah has said that all hopes in the Obama administration have evaporated, accusing the White House of caving in to pressure from the pro-Israel lobby and backing off a demand to freeze Jewish settlement.

Palestinian President Mahmoud Abbas' party also accused the United States of failing to set a clear agenda for a new round of Mideast peace talks, according to an internal memo obtained by The Associated Press on Tuesday.

"All hopes placed in the new U.S. administration and President Obama have evaporated," the document said. "Obama couldn't withstand the pressure of the Zionist lobby, which led to a retreat from his previous positions on halting

²⁰ Haaretz 16 October 2009. <http://www.haaretz.com/hasen/spages/1121555.html>

²¹ The Associated Press 13 October 2009. <http://www.haaretz.com/hasen/spages/1120747.html>
Supplementary Parliamentary Joint Committee on Intelligence and Security Review of the re-listing of Hamas' Izz al-Din al-Qassam Brigades and PIJ

settlement construction and defining an agenda for the negotiations and peace."

Israel Occupation Army contempt the Supreme Court regarding Palestinian land²²

So what if the Supreme Court rules? In Israel those decisions are just recommendations, especially if they deal with Palestinian land. In most enlightened democratic countries, saying that decisions of the courts obligate the state authorities is like stating that the sun rises in the east. But that may not be so for Israel.

Last week, Supreme Court President Dorit Beinisch had to state that "rulings of this court are not mere recommendations, and the state is obliged to abide by them and to execute them with the necessary speed and efficiency, according to the circumstances of the matter."

The head of the judicial system added: "In the case before us, the state took the law into its own hands."

The case dates back to June 2006. The High Court of Justice at that time responded to a petition from Hamoked - the Center for the Defense of the Individual, and instructed the Defense Ministry to move the route of the separation fence near the villages of Azzun and Nabi Ilyas in the northern West Bank.

Aharon Barak, who was then president of the Supreme Court, stated in the ruling that "the petition points to an event that cannot be tolerated according to which the information that was supplied to the court did not reflect all of the considerations that were taken into account by the decision makers."

He was referring to the fact that the Defense Ministry did not reveal to the court that the route of the fence was congruent with the map of the plan to expand the settlement of Tzufim at the expense of Palestinian lands. The prosecution promised that the fence would be dismantled within six months from the completion of the fence along the new route.

Dozens of 12th graders tell Netanyahu: We refuse to serve in IDF²³

Dozens of graduating high school seniors signed a letter on Monday declaring their refusal to enlist in the Israel Defense Forces.

The missive, which was addressed to Prime Minister Benjamin Netanyahu, Defense Minister Ehud Barak, and IDF Chief of Staff Gabi Ashkenazi,

²² Haaretz 13 October 2009. <http://www.haaretz.com/hasen/spages/1120661.html>

²³ Haaretz 12 October 2009. <http://www.haaretz.com/hasen/spages/1120421.html>

stated that the reason for their refusal to serve stems from the belief that "there is no military solution to the Israeli-Palestinian conflict."

"We hereby announce our refusal to take part in the military apparatus," read the letter which was signed by 88 youths. "We do not see a military solution as the proper solution to the Israeli-Palestinian conflict."

"We are not evading the duty to contribute to society and we are not breaking Israeli law, but rather it is our war for human rights which is an act of preserving Israel's democratic character," the high school seniors wrote.

The four youths who presented the letter to the press said they intend to refuse military conscription and that they are ready to serve time in military prison.

The youths said other signatories chose to gain an exemption from the army through other means without refusing.

PA: We don't have partner for peace²⁴

Responding to the speech, chief Palestinian negotiator Saeb Erekat said, "Netanyahu is searching for the no partner period, and he has nothing new in his political position and he talks about peace in a PR language and he calls to go back to negotiations without any conditions."

Dr Saeb Erekat replied to the speech by saying "There is no [peace] partner. Period," referring to Israel under Netanyahu.

Erekat said Netanyahu "has nothing new in his political position. He talks about peace in the language of public relations."

"I want to say and assure that we will not be involved [in negotiating toward] a state with temporary borders. We reject any peace process without Jerusalem and the return of the refugees. We will not be the ones to recognize the Jewishness of the state," he added.

"The Obama administration must intervene because Netanyahu has rejected all the terms of reference of the peace process, including the Road Map."

²⁴ Ma'an 12 October 2009. <http://www.maannews.net/eng/ViewDetails.aspx?ID=231706>

Jihadist Netanyahu: PA must recognize Israel as Jewish state for there to be peace²⁵

Netanyahu stressed the importance of the Iranian threat to Israel, declaring that "in recent months, the true face of the Iranian conceit has been revealed - a regime that supports terror, and builds hidden facilities to manufacture nuclear weapons. President Obama recently reiterated his commitment to prevent Iran from acquiring such weapons."

The prime minister emphasized that **"We are willing to work hard for peace," but added that "Without recognition of Israel as the Jewish state, we simply cannot reach peace."**

²⁵ Jerusalem Post 13 October

2009. <http://www.jpost.com/servlet/Satellite?cid=1255204783072&pagename=JPost%2FJPostArticle%2FShowFull>

APPENDIX A: PCHR Press Release

PCHR

Palestinian Centre for Human Rights LTD (non profit)

Press Release

Ref: 107/2009

Date: 16 October 2009

Time: 09:00 GMT

PCHR Welcomes Hamas Decision to Investigate Allegations of War Crimes, Comply With Goldstone Report

The Palestinian Centre for Human Rights (PCHR) welcomes Hamas' decision to endorse the Report of the United Nations Fact Finding Mission (the Goldstone Report), and their commitment to conduct effective investigations into all alleged violations of international law committed in the context of the Israeli offensive on the Gaza Strip (Operation Cast Lead, 27 December 2008 – 18 January 2009).

The UN Fact Finding Mission conducted extensive impartial investigations into the situation surrounding Operation Cast Lead. It found that all sides were responsible for serious violations of international law, including war crimes and grave breaches of the Geneva Conventions. The Mission found that there was sufficient evidence to indicate that crimes against humanity may have been committed, and are, indeed, ongoing.

The Report of the Fact Finding Mission included extensive recommendations, which focused on the urgent need for accountability and the rule of law. Amongst other issues, the Mission recommended that all parties conduct effective, independent, investigations, to be monitored by an independent committee of experts over a six month period. In the absence of good faith investigations that are independent and in conformity with international standards the Security Council should refer the situation in Gaza to the Prosecutor of the International Criminal Court pursuant to Article 13(b) of the Statute of the International Criminal Court. PCHR fully support the findings and recommendations of the Fact Finding Mission. Hamas' decision to conduct investigations is welcome. It is a first step towards upholding victims' rights and enforcing the rule of the law.

PCHR stress that Israel is also under an obligation to conduct investigations, however, to date it has not cooperated with the Fact Finding Mission. On 12

October 2009, Prime Minister Netanyahu vowed that Israeli soldiers and leaders will not stand trial for war crimes committed during Operation Cast Lead, perpetuating a cycle of impunity which has been a consistent feature of Israel's occupation of Palestinian land.

If effective investigations are not forthcoming resort must be had to international judicial mechanisms, including the International Criminal Court. Victims' right to an effective judicial remedy must be upheld, those responsible for violating international law must be held to account.