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At the Supreme Court Sitting as the High Court of Justice

HCJ 1777/22
HCJ 2300/22
HCJ 2377/22
HCJ 2407/22
HCJ 2448/22
HCJ 2741/22
HCJ 2826/22
HCJ 4567/22

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| Before: | Honorable Acting President U. Vogelman Honorable Justice Y. Amit Honorable Justice N. Sohlberg |
| The Petitioners in HCJ 1777/22: | Adalah – The Legal Center for Arab Minority Rights in Israel and 6 others |
| The Petitioners in HCJ 2300/22: | Najib Ziad Law Offices and 521 others |
| The Petitioners in HCJ 2377/22: | St. Yves Association |
| The Petitioners in HCJ 2407/22: | _____ Ziad and 4 others |
| The Petitioners in HCJ 2448/22: | _____ Sweiti and 4 others |
| The Petitioners in HCJ 2485/22: | _____ Rimawi and 16 others |
| The Petitioners in HCJ 2741/22: | _____ Abu Taleb and 25 others |
| The Petitioners in HCJ 2826/22: | Jerusalem Legal Aid Center and 17 others |
| The Petitioner in HCJ 4567/22: | _____ Abu Taha |

v.

The Respondents in HCJ 1777/22,
2741/22 and 2826/22:

1. Minister of the Interior
2. The Knesset

The Respondents in HCJ 2300/22:

1. Minister of the Interior
2. Attorney General
3. Israel Government
4. The Knesset
5. Commander of IDF Forces in the West Bank Area

The Respondents in HCJ 2377/22
and
4567/22:

1. The Knesset
2. The Population and Immigration Authority

The Respondents in HCJ 2407/22:

1. Israel Government
2. Minister of the Interior
3. The Population and Immigration Authority
4. The Knesset

The Respondents in HCJ 2448/22:

1. Israel Government
2. Minister of the Interior
3. The Population and Immigration Authority
4. The Advisory Committee to the Minister of the Interior
5. Commander of IDF Forces in the Area
6. Welfare Staff Officer Civil Administration
7. Hebron DCO – Permits
8. The Knesset

The Respondents in HCJ 2485/22:

1. Israel Government
2. The Minister of the Interior
3. The Population and Immigration Authority
4. Commander of IDF Forces in the West Bank Area
5. The Knesset

Petitions for *Order Nisi*

Session date:

Nisan 2, 5784 (July 8, 2024)

Representing the Petitioners in HCJ
1777/22:

Adv. Adi Mansur; Ad, Hassan Jabarin

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| Representing the Petitioners in HCJ 2300/22: | Adv. Najub Ziad; Adv. Maria Ziad |
| Representing the Petitioners in HCJ 2377/22: | Adv. Nassart Dakawer |
| Representing the Petitioners in HCJ 2407/22, HCJ 2448/22 and HCJ 2485/22: | Adv. Abdala Ziad |
| Representing the Petitioners in HCJ 2741/22: | Adv. Oded Feller; Adv. Reut Shaer; Adv. Daniel Shenhar; Adv. Adi Lustigman |
| Representing the Petitioners in HCJ 2826/22: | Adv. Swasan Zaher; Adv. Fatma Tubagi |
| Representing the Petitioners in HCJ 4567/22: | Adv. Ronen Shklarsh |
| Representing the Government Respondents: | Ad. Ran Rosenberg; Adv. Yonatan Nadav; Adv. Moria Frieman |
| Representing the Knesset: | Adv. Itzhak Barth |

Decision

An Order Nisi is hereby given instructing the Respondents to appear and show cause:

1. Why the Citizenship and Entry into Israel (Temporary Order) Law, 5782-2022 (hereinafter: the "**Law**") should not be repealed, for the following reasons:
 - a. Absence of arrangement allowing persons who received stay permits or temporary residency visas and have been holding them for a long time to upgrade their status; particularly those who received a stay permit when they were minors.
 - b. Inability to receive social benefits and state health insurance by anyone holding a stay permit for a long time.
 - c. Setting a quota for permits and temporary residency visas in extraordinary humanitarian cases.
 - d. Inapplicability of Section 4 of the Law – according to the State – to same-sex spouses.

- e. Inability to receive a temporary residency visa according to Section 5 of the Law by women over the age of 40 who have lawfully stayed in Israel at least five years.
 - f. Inapplicability of the arrangement established in Section 5 of the Law to persons who received permits in other categories.
- 2. Alternatively, why Section 7(g) of the Law shall not be repealed.
 - 3. As to the definition of the term "Resident of the Area" in Section 2 of the Law – since the controversy at this point concerns one case with respect of which a possible solution is examined, we shall not discuss this issue, but it is hereby clarified that the arguments of the parties in this regard are reserved.

90 days for response.

Given today, Tamuz 3, 5784 (July 9, 2024).

Acting President

Justice

Justice