

Disclaimer: The following is a non-binding translation of the original Hebrew document. It is provided by **HaMoked: Center for the Defence of the Individual** for information purposes only. The original Hebrew prevails in any case of discrepancy. While every effort has been made to ensure its accuracy, **HaMoked** is not liable for the proper and complete translation nor does it accept any liability for the use of, reliance on, or for any errors or misunderstandings that may derive from the English translation. **For queries about the translation please contact site@hamoked.org.il**

At the Supreme Court
Sitting as the High Court of Justice

HCJ 4966/24

In the matter of:

1. _____ **'Awis, ID** _____
Palestinian resident of the occupied territories
2. _____ **'Awis, ID** _____
Palestinian resident of the occupied territories
3. _____ **Miqleda, ID** _____
Palestinian resident of the occupied territories
4. _____ **Miqleda, ID** _____
Palestinian resident of the occupied territories
5. _____ **Abu al-'Ajuz, ID** _____
Palestinian resident of the occupied territories
6. _____ **Abu al-'Ajuz, ID** _____
Palestinian resident of the occupied territories
7. _____ **Tza'abaneh, ID** _____
Palestinian resident of the occupied territories
8. _____ **Tza'abaneh, ID** _____
Palestinian resident of the occupied territories
9. **HaMoked Center for the Defence of the Individual founded by Dr. Lotte Salzberger, R.A. No. 580163517**

Represented by counsel, Adv. Tehila Meir et al.
of HaMoked - Center for the Defence of the Individual founded by Dr.
Lotte Salzberger 4 Abu Obeida St., Jerusalem, 97200
Tel: 02-6283555; Fax: 02-6276317
email: t.meir@hamoked.org.il

The Petitioners

v.

Military Commander of the West Bank Area
Represented by the State Attorney's Office, Ministry of Justice
29 Salah a-Din Street, Jerusalem
Telephone: 073-3925590; Fax: 02-6467011
email: JCJ-dep@justice.gov.il

The Respondent

Agreed Application on behalf of the Petitioners to Cancel the Hearing Scheduled for October 14, 2024 and Render Judgment

1. The petition at hand concerns the sweeping ban imposed on seam zone business owners and their employees denying them access into the seam zone since the outbreak of the war on October 7, 2023. The remedy requested in the petition is that the Respondent shall allow the business owners and their employees to enter the seam zone by virtue of their permits.
2. The petition noted that after about six months in which the denial of access into the seam zone of business owners and their employees was almost absolute, an update to the decree relative to the west bank closure was published on April 11, 2024 whereby it was decided to issue "seam zone commerce" permits and "seam zone commercial employment" permits, subject to quotas of 500 permits of each kind and only to persons "35 years of age and above, married with child, having no preclusion and holding a valid smart card" (section 1.d. of the Decree, attached to the petition as P/2).
3. The preliminary response to the petition stated that "after the matter has been re-examined... it was decided in the beginning of May not to insist on the condition of age and family status and to enable the entry of all holders of seam zone commerce permits and commercial employment permits, subject to a current individual examination of every application and the permit's underlying need. It should be clarified that this is also the current state of affairs" (section 17).
4. The update notice on behalf of the Respondent dated October 9, 2024 informed that decisions were made in all "commerce" and "commercial employment" seam zone entry applications which were transferred to the Civil Administration, and that of the commerce permit applications received by the Respondent, 813 were approved and 172 were rejected, and that of the commercial employment permit applications received by the Respondent, 1,462 were approved and 219 were rejected.
5. In view of the aforesaid, it seems, *prima facie*, that at this point the remedy requested in the petition was received.
6. Therefore, the honorable court is requested to cancel the hearing scheduled for October 14, 2024 and render a judgment in the petition.
7. However, since the Respondent did not submit an updated version of the decree relative to the west bank closure in which the quotas and criteria established in the decree dated April 11, 2024 were cancelled, the Petitioners request that the judgment given in the petition, shall give the force of a judgment to Respondent's statement whereby it was decided to cancel the limitations referred to in the petition and enable the entry of all holders of commerce permits and commercial employment permits into the seam zone, subject to a current individual examination of every application and the permit's underlying need. It clearly does not prevent the Respondent from making changes in the closure decree, including with respect to the permits which are the subject of the petition, all according to periodic security assessments. In addition, it is agreed that the Petitioners will be able to re-apply to the court if changes occur in the seam zone entry arrangements

of which the Respondent has notified in this proceeding, without derogating from the Parties' arguments in future proceedings, if any.

8. Respondent's counsel, Adv. Sharon Hoash-Eiger informed that the Respondent agrees to the application.

October 10, 2024

Tehila Meir, Adv.
Counsel for the Petitioners