


Peace Agreement Access Tool PA-X <https://pax.peaceagreements.org/>

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| Country/ entity | Israel Palestine |
| Region | Middle East and North Africa Middle East and North Africa |
| Agreement name | Agreed Principles for Rafah Crossing |
| Date | 15 Nov 2005 |
| Agreement status | Multiparty signed/agreed |
| Interim arrangement | Yes |
| Agreement/ conflict level | Intrastate/intrastate conflict (Arab-Israeli Conflicts (1948 -)) |
| Stage | Framework/substantive - partial |
| Conflict nature | Government/territory |
| Peace process | Israel-Palestine peace process |
| Parties | Israel, PLO |
| Third parties | - |
| Description | Agreement outlines the responsibilities on operating the Rafah Crossing from Palestine into Egypt. Provisions include powersharing, third party involvement and security arrangement, etc. |

**Agreement
document** [IL_PS_051105_Agreement_for_Rafah_Crossing.pdf](#)  | [Download PDF](#)

Groups

Children/
youth No specific mention.

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|------------------------------|---|
| Disabled persons | Groups→Disabled persons→Substantive Page 2, General, ... Until Rafah is operational, the PA will open Rafah crossing on an ad hoc basis for religious pilgrims, medical patients, and others, in coordination with General Gilad's office on the Israeli side. |
| Elderly/age | No specific mention. |
| Migrant workers | No specific mention. |
| Racial/ethnic/national group | No specific mention. |
| Religious groups | Groups→Religious groups→Substantive Page 2, General, Until Rafah is operational, the PA will open Rafah crossing on an ad hoc basis for religious pilgrims, medical patients, and others, in coordination with General Gilad's office on the Israeli side. |
| Indigenous people | No specific mention. |
| Other groups | No specific mention. |
| Refugees/displaced persons | No specific mention. |
| Social class | No specific mention. |

Gender

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|-------------------------|----------------------|
| Women, girls and gender | No specific mention. |
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Men and boys No specific mention.

LGBTI No specific mention.

Family No specific mention.

State definition

Nature of state (general) No specific mention.

State configuration No specific mention.

Self determination No specific mention.

Referendum No specific mention.

State symbols No specific mention.

Independence/ secession No specific mention.

Accession/ unification No specific mention.

Border delimitation No specific mention.

Cross-border provision Page 2, General, Rafah will be the only crossing point between the Gaza Strip and Egypt (with the exception of Kerem Shalom for the agreed period).

Governance

Political institutions (new or reformed) No specific mention.

Elections No specific mention.

Electoral commission No specific mention.

Political parties reform No specific mention.

Civil society The PA will notify the GoI 48 hours in advance of the crossing of a person in the excepted categories-diplomats, foreign investors, foreign representatives of recognized international organizations and humanitarian cases.

The GoI will respond within 24 hours with any objections and will include the reasons for the objections;

The PA will notify the GoI of their decision within 24 hours and will include the reasons for their decision;

Traditional/religious leaders No specific mention.

Public administration No specific mention.

Constitution No specific mention.

Power sharing

Political power sharing No specific mention.

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|---------------------------|---|
| Territorial power sharing | Power sharing→Territorial power sharing→Local/municipal government Page 1, General Rafah will be operated by the Palestinian Authority on its side, and Egypt on its side, according to international standards, in accordance with Palestinian law and subject to the terms of this agreement. |
| Economic power sharing | No specific mention. |
| Military power sharing | No specific mention. |

Human rights and equality

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| Human rights/RoL general | [Summary] References to international standards are made throughout the agreement. Page 3, Customs, Rafah will be operated according to international standards and rules and the Paris Protocol. |
| Bill of rights/similar | No specific mention. |
| Treaty incorporation | Page 3, Customs, Rafah will be operated according to international standards and rules and the Paris Protocol. |
| Civil and political rights | No specific mention. |
| Socio-economic rights | No specific mention. |

Rights related issues

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|-------------------------|---|
| Citizenship | Rights related issues→Citizenship→Citizenship other Page 1, General, Use of the Rafah crossing will be restricted to Palestinian ID card holders and others by exception in agreed categories with prior notification to the GoI and approval of senior PA leadership. |
| Democracy | No specific mention. |
| Detention procedures | No specific mention. |
| Media and communication | No specific mention. |
| Mobility/ access | Page 3, Security, On a case by case basis, the PA will consider information on persons of concern provided by the GoI. The PA will consult with the GoI and the 3rd party prior to the PA making a decision to prohibit travel or not. During this consultation, which will not take more than six hours, the person in question will not be permitted to cross. Page 3, Security, The PA will provide the 3rd party a list of names of the workers at Rafah crossing which will be shared with the Israelis. The PA will take the Israelis concerns into account. |
| Protection measures | No specific mention. |
| Other | No specific mention. |

Rights institutions

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|---|----------------------|
| NHRI | No specific mention. |
| Regional or international human rights institutions | No specific mention. |

Justice sector reform

Criminal justice and emergency law No specific mention.

State of emergency provisions No specific mention.

Judiciary and courts No specific mention.

Prisons and detention No specific mention.

Traditional Laws No specific mention.

Socio-economic reconstruction

Development or socio-economic reconstruction No specific mention.

National economic plan No specific mention.

Natural resources No specific mention.

International funds Page 4, Third Party, The 3rd party [EU] will assist the PA to build capacity - training, equipment and technical assistance - on border management and customs.

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| Business | <p>Page 1, General, The PA will notify the GoI 48 hours in advance of the crossing of a person in the excepted categories-diplomats, foreign investors, foreign representatives of recognized international organizations and humanitarian cases.</p> <p>The GoI will respond within 24 hours with any objections and will include the reasons for the objections;</p> <p>The PA will notify the GoI of their decision within 24 hours and will include the reasons for their decision;</p> <p>... Rafah will also be used for export of goods to Egypt.</p> <p>Page 2, Security, Travellers, including returning residents, may use the crossing point to bring in personal effects as defined in Rule 1(e) to Heading 7 of the Annex to the prevailing Customs Tariff. Any other personal belongings or other goods shall be cleared at the Kerem Shalom crossing point.</p> |
| Taxation | <p>Socio-economic reconstruction→Taxation→Reform of taxation</p> <p>Page 1, To be supplemented prior to opening by agreements on security, customs and 3rd party implementation procedures</p> <p>Page 2, Security, Travellers, including returning residents, may use the crossing point to bring in personal effects as defined in Rule 1(e) to Heading 7 of the Annex to the prevailing Customs Tariff. Any other personal belongings or other goods shall be cleared at the Kerem Shalom crossing point.</p> <p>Page 3, Customs, GoI and PA agree on widest possible co-operation and information sharing.</p> <p>GoI and PA will co-operate on training issues.</p> <p>GoI and PA customs will hold regular meetings to which the GoE will be invited as appropriate.</p> <p>Kerem Shalom</p> <p>PA customs officials will clear incoming cargo at Kerem Shalom under the supervision of Israeli customs agents.</p> <p>Both sides will discuss operating procedures at a later stage.</p> <p>Operations at Kerem Shalom will provide training and capacity building to PA customs staff.</p> <p>The 3rd party [EU] will review the PA's customs capacity in 12 months and make a recommendation to both sides for a joint decision regarding future arrangements. In the event of a disagreement, the U.S., in consultation with the GoI, the PA, and the 3rd party, will resolve the issue expeditiously.</p> |
| Banks | <p>No specific mention.</p> |

Land, property and environment

Land reform/
rights No specific mention.

Pastoralist/
nomadism
rights No specific mention.

Cultural heritage No specific mention.

Environment No specific mention.

Water or
riparian
rights or
access No specific mention.

Security sector

Security Guarantees Page 1-2, General, Objective criteria for the inspection of cars will be established by consensus. The criteria are as follows:

Search equipment will be installed, including

- Black lights
- Power tools and a compressor for the tools
- Technology to be agreed, possibly including sonic imagery, gamma detection (full vehicle or hand held), and/or millimetre wave imagery
- Mirrors and bore scope equipment to search hard to reach places

Personnel will be trained to search vehicles and on the use of this equipment by the 3rd party to international standards.

Cameras will be installed to monitor the search process.

The 3rd party [EU] will evaluate the capacity of the PA to inspect cars according to these criteria and to international standards. Once the PA develops the capacity to inspect cars to the satisfaction of the 3rd party, cars will be allowed to pass through Rafah. Until that time, cars will pass through on an exceptional basis, subject to specifications agreed in the security protocol.

Page 2, Security, The PA will act to prevent the movement of weapons and explosives at the Rafah crossing.

Page 3, Security, Security services from Israel, PA, the U.S., and Egypt will continue to coordinate on security issues and will participate in the security working group

Page 3, Security, On a case by case basis, the PA will consider information on persons of concern provided by the GoI. The PA will consult with the GoI and the 3rd party prior to the PA making a decision to prohibit travel or not. During this consultation, which will not take more than six hours, the person in question will not be permitted to cross.

Ceasefire No specific mention.

Police No specific mention.

Armed forces No specific mention.

DDR No specific mention.

Intelligence services No specific mention.

Parastatal/
rebel and
opposition
group
forces No specific mention.

Withdrawal
of foreign
forces No specific mention.

Corruption No specific mention.

Crime/
organised
crime No specific mention.

Drugs No specific mention.

Terrorism No specific mention.

Transitional justice

Transitional
justice
general No specific mention.

Amnesty/
pardon No specific mention.

Courts No specific mention.

Mechanism No specific mention.

Prisoner
release No specific mention.

Vetting No specific mention.

Victims No specific mention.

Missing
persons No specific mention.

Reparations No specific mention.

Reconciliation No specific mention.

Implementation

UN
signatory No specific mention.

Other
international
signatory No specific mention.

Referendum
for
agreement No specific mention.

International
mission/
force/similar Page 2, General, A liaison office, led by the 3rd party [EU], will receive real-time video and data feed of the activities at Rafah and will meet regularly to review implementation of this agreement, resolve any disputes arising from this agreement, and perform other tasks specified in this agreement.

Enforcement mechanism [Summary] The third party [EU] is provided an extensive role in arbitration and oversight.

Related cases No specific mention.

Source USIP; http://www.usip.org/sites/default/files/file/resources/collections/peace_agreements/rafah_crossing.pdf
