

Country/entity	Israel Palestine
Region	Middle East and North Africa
Agreement name	Annex VII, Release of Palestinian Prisoners and Detainees, Israeli Palestinian Interim Agreement on The West Bank and the Gaza Strip (Oslo II)
Date	28 Sep 1995
Agreement status	Multiparty signed/agreed
Interim arrangement	Yes
Agreement/conflict level	Intrastate/intrastate conflict

Arab-Israeli Conflicts (1948 -)

This conflict involves Israelis and Palestinians over territory and belonging and has long historical antecedents. The agreements post-1990 are between the Palestinian Liberation Organisation (PLO) and Israel, with some supporting inter-state agreements (i.e. between Israel and Jordan). More recently the importance of the once dominating Palestinian Liberation Organisation (PLO) has diminished not in the least due to the effective disappearance of its left-wing members and the loss of the popularity of their political wing, Fatah. Hamas and other Islamic groups have attained significant relevance in Fatah's stead, with Hamas controlling the Gaza strip (from which Israel ultimately unilaterally withdrew (not coded as a peace agreement)).

Geo-political implications of the conflict have been considerable across the MENA region. Close
Arab-Israeli Conflicts (1948 -)

Stage	Framework/substantive - partial
Conflict nature	Government/territory
Peace process	Israel-Palestine peace process
Parties	Israel, signed for by Yitzhak Rabin and Shimon Peres; PLO, signed for by Yasser Arafat;
Third parties	William Clinton, U.S. President; Warren Christopher, U.S.; Amr Moussa, Egypt; Bjoern Tore Godal, Norway; Andrei V. Kozyrev, Russia; Hussein Ibn Talal, Jordan; Felipe Gonzalez, EU;
Description	Annex to the Oslo II Agreement containing provisions and qualifying factors for prisoner releases.

Agreement document	IL_PS_950928_Annex_VII_Release of Palestinian Prisoners and Detainees.pdf (opens in new tab) Download PDF
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Groups

Children/youth	<p>Groups→Children/youth→Rhetorical</p> <p>Page 1, 3. Detainees and prisoners from among the categories detailed in this paragraph, who meet the criteria set out in paragraph 2 above, are being considered by Israel to be eligible for release:</p> <p>...</p> <p>b. prisoners and/or detainees under 18 years of age;</p>
Disabled persons	<p>Groups→Disabled persons→Rhetorical</p> <p>Page 1, 3. Detainees and prisoners from among the categories detailed in this paragraph, who meet the criteria set out in paragraph 2 above, are being considered by Israel to be eligible for release:</p> <p>...</p> <p>d. sick and unhealthy prisoners and/or detainees.</p>
Elderly/age	<p>Groups→Elderly/age→Rhetorical</p> <p>Page 1, 3. Detainees and prisoners from among the categories detailed in this paragraph, who meet the criteria set out in paragraph 2 above, are being considered by Israel to be eligible for release:</p> <p>a. prisoners and/or detainees aged 50 years and above;</p>
Migrant workers	No specific mention.
Racial/ethnic/ national group	No specific mention.
Religious groups	No specific mention.
Indigenous people	No specific mention.
Other groups	No specific mention.
Refugees/displaced persons	No specific mention.
Social class	No specific mention.

Gender

Women, girls and gender	Page 1, 2.a. all female detainees and prisoners shall be released in the first stage of release;
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	No specific mention.

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	No specific mention.
Traditional/religious leaders	No specific mention.
Public administration	No specific mention.
Constitution	No specific mention.

Power sharing

Political power sharing	No specific mention.
Territorial power sharing	No specific mention.
Economic power sharing	No specific mention.
Military power sharing	No specific mention.

Human rights and equality

Human rights/RoL general	No specific mention.
Bill of rights/similar	No specific mention.
Treaty incorporation	No specific mention.
Civil and political rights	No specific mention.
Socio-economic rights	No specific mention.

Rights related issues

Citizenship	Rights related issues→Citizenship→Citizenship other Page 1, 2.e. citizens of Arab countries being held in Israel pending implementation of orders for their deportation.
Democracy	No specific mention.
Detention procedures	No specific mention.
Media and communication	No specific mention.
Mobility/access	No specific mention.
Protection measures	No specific mention.
Other	No specific mention.

Rights institutions

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 No specific mention.

Business No specific mention.

Taxation No specific mention.

Banks No specific mention.

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 No specific mention.

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	<p>Page 1, 1. The release of detainees and prisoners, as agreed upon in Article XVI of this Agreement will be carried out in three stages.</p> <p>2. The following categories of detainees and/or prisoners will be included in the above-mentioned releases:</p> <ul style="list-style-type: none"> a. all female detainees and prisoners shall be released in the first stage of release; b. persons who have served more than two thirds of their sentence; c. detainees and/or prisoners charged with or imprisoned for security offenses not involving fatality or serious injury; d. detainees and/or prisoners charged with or convicted of non-security criminal offenses; and e. citizens of Arab countries being held in Israel pending implementation of orders for their deportation. <p>3. Detainees and prisoners from among the categories detailed in this paragraph, who meet the criteria set out in paragraph 2 above, are being considered by Israel to be eligible for release:</p> <ul style="list-style-type: none"> a. prisoners and/or detainees aged 50 years and above; b. prisoners and/or detainees under 18 years of age; c. prisoners who have been imprisoned for 10 years or more; and d. sick and unhealthy prisoners and/or detainees. <p>4. The third stage of release will take place during the permanent status negotiations and will involve the categories set out above, and may explore further categories</p>
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	No specific mention.

Enforcement mechanism	No specific mention.
Related cases	No specific mention.
Source	INCORE - http://www.incore.ulst.ac.uk/services/cds/agreements/pdf/is21.pdf
