

Criminal confrontation of the crime of trading products Zionist settlements

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Abstract

Palestine has witnessed an unprecedented proliferation of goods and goods in the settlements, which have flooded the Palestinian markets, which is totally rejected at all levels, since these products have a significant impact on the Palestinian economy and the national product. Legitimacy on the Palestinian territories, in addition to being considered unacceptable on the national and popular sides. Therefore, it is incumbent on all of us to stand up against this dangerous phenomenon on the Palestinian economy, which calls for concerted efforts, including popular efforts and legislative, judicial and executive efforts and social institutions, to achieve the goal of eliminating this phenomenon. There is no doubt that the most important role in combating this phenomenon stems from the establishment of strict legal rules against the perpetrators of the crimes of the circulation of settlement products, and in this sense the Palestinian legislator intervened and played a role in drafting legislation against this phenomenon. The result of this intervention was the adoption of Law No. 4 of 2010 to combat and ban Trading settlement products. We have tried through this study, which is entitled "Criminal confrontation of the crime of trading the products of the Zionist settlements" to address one of the most important topics on the Palestinian arena, and we submitted this study by following the historical approach and descriptive and analytical approach to the Palestinian legal texts relating to the settlement products in Palestine. The aim of this study is to shed light on the crime of trading the products of the Zionist settlements in Palestine, to identify the policy of criminalization and punishment followed by the Palestinian legislator in dealing with these crimes and to determine the adequacy of the procedures followed in dealing with these crimes.

In order to achieve this, we divided this study into two chapters preceded by a preliminary chapter. We have devoted the introductory chapter to talk about the concept of settlement in general. We explained the definition of settlement and its political, economic and security motives, as well as the legitimacy of settlement in international law by reviewing the legal status of the Palestinian territories International law and Israeli

settlement in international law, and in which we also explained the negative effects of the existence of settlements.

In the first chapter, we discussed the conditions that must be met for the realization of the trading component of the products of the Israeli settlements and the conditions for the manufacture of the products and the conditions related to dealing in settlement products within the Palestinian markets. We devoted the second section to talk about the link between the condemnation of dealing with products of settlements by recognizing the illegality of settlement at the international and internal levels, and in it we discussed in the first part international attitudes regarding the products of the settlements and our values, In the same subject criminalize the Palestinian legislator for the crime of deliberation (the legal corner) and appreciate that, and dealt with in the third section of the crime of trading.

Chapter Two deals with the procedures used in dealing with the crime of trading the products of the Israeli settlements and the factors that influence the circulation of this crime by talking about the authority of the Judicial Control Officers in the face of the crime of deliberation, the procedures for initiating criminal proceedings for the crime of trading settlement products, Trading crime. We also discussed the factors relating to the delimitation description and the penalty to be dealt with by stating the applicability of aggravating circumstances and mitigating circumstances in the context of the crime of trading. In this chapter we also discussed the reality of the alternative Palestinian product and the factors that enhance consumer confidence and its role in the crime of trading.

At the end of this study we reached a number of results, the most important of which is that it is necessary to distinguish between the product manufactured in the framework of the settlements, and the Israeli product that is manufactured within the Zionist entity, and the international position of the products of the settlements is a rejection of these products, The crime of trading, like any other crime, must have a number of elements, and through this study we found that it is possible to investigate the negative behavior in the crime of trading, and the economic crimes prosecutor has the authority to move this case. We also concluded with a set of recommendations, most importantly, the need to activate the international positions on the crime of deliberation, review the legislative drafting of the provisions of the special law in penalties and the concept of trading and disposal of seizures, and the guide issued by consumer protection. , The enactment of legislation to combat economic crimes and the establishment of a specialized court to look into such crimes, as well as work to support the domestic national product.