

**MIDDLE EAST - ISRAEL - OCCUPIED TERRITORIES - PALESTINE/JUDEA,
SAMARIA AND THE GAZA DISTRICT**

A PEACE INITIATIVE BY THE GOVERNMENT OF ISRAEL

General

1. This document presents the principles of a political initiative of the Government of Israel which deals with the continuation of the peace process, the termination of the state of war with the Arab States, a solution for the Arabs of Judea, Samaria and the Gaza District, peace with Jordan and a resolution of the problem of the residents of the refugee camps in Judea, Samaria and the Gaza District.
- 2 The document includes:
 - a) The principles upon which the initiative is based.
 - b) The details of the processes for its implementation.
 - c) Reference to the subject of the elections under consideration. Further details relating to the elections as well as other subjects of the initiative will be dealt with separately.

Basic premises

- 3 The initiative is founded upon the assumption that there is a national consensus for it on the basis of the basic guidelines of the Government of Israel, including the following points:
 - a) Israel yearns for peace and the continuation of the political process by means of direct negotiations based on the principles of the Camp David Accords.
 - b) Israel opposes the establishment of an additional Palestinian state in the Gaza District and in the area between Israel and Jordan.
 - c) Israel will not conduct negotiations with the PLO.
 - d) There will be no change in the status of Judea, Samaria and Gaza other than in accordance with the basic guidelines of the Government. Subjects to be dealt with in the peace process.

[This proposal for a peace initiative by the Government of Israel was provided by Mr Zvi Gabay, the Consul General of Israel, Sydney. The declaration of Independence and the associated documents relating to the State of Palestine were published in [1989] Australian International Law News page 98

- 4a) Israel views as important that the peace between Israel and Egypt, based on the Camp David Accords, will serve as a cornerstone for enlarging the circle of peace in the region, and calls for a common endeavour for the strengthening of the peace and its extension, through continued consultation.
- b) Israel calls for the establishment of peace relations between it and those Arab States which still maintain a state of war with it, for the purpose of promoting a comprehensive settlement for the Arab-Israel conflict, including recognition, direct negotiations, ending the boycott, diplomatic relations, cessation of hostile activity in international institutions or forums and regional and bilateral co-operation.
- c) Israel calls for an international endeavour to resolve the problem of the residents of the Arab refugee camps in Judea, Samaria and the Gaza District in order to improve their living conditions and to rehabilitate them. Israel is prepared to be a partner in this endeavour.
- d) In order to advance the political negotiation process leading to peace, Israel proposes free and democratic elections among the Palestinian Arab inhabitants of Judea, Samaria and the Gaza District in an atmosphere devoid of violence, threats and terror. In these elections a representation will be chosen to conduct negotiations for a transitional period of self-rule. This period will constitute a test for co-existence and co-operation. At a later stage, negotiations will be conducted for a permanent solution, during which all the proposed options for an agreed settlement will be examined, and peace between Israel and Jordan will be achieved.
- e) All the above mentioned steps should be dealt with simultaneously.
- f) The details of what has been mentioned in (d) above will be given below. The principles constituting the initiative:
Stages.
- 5) The initiative is based on two stages:
 - a) Stage A - a transitional period for an interim agreement.
 - b) Stage B - permanent solution.
- 6) The interlock between the stages is a timetable on which the plan is built. The peace process delineated by the initiative is based on Resolutions 242 and 338, upon which the Camp David Accords are founded.
Timetable:
- 7) The transitional period will continue for five years,

- 8) As soon as possible, but not later than the third year after the beginning of the transitional period, negotiations for achieving a permanent solution will begin.

Parties participating in the negotiations in both stages:

- 9) The parties participating in the negotiations for the first stage (the interim agreement) shall include Israel and the elected representation of the Palestinian Arab inhabitants of Judea, Samaria and the Gaza District. Jordan and Egypt will be invited to participate in these negotiations if they do desire.
- 10) The parties participating in the negotiations for the second stage (permanent solution) shall include Israel and the elected representation of the Palestinian Arab inhabitants of Judea, Samaria and the Gaza District, as well as Jordan furthermore, Egypt may participate in these negotiations. In negotiations between Israel and Jordan, in which the elected representation of the Palestinian Arab inhabitants of Judea, Samaria and the Gaza District will participate, the peace treaty between Israel and Jordan will be concluded.
Substance of the transitional period.
- 11) During the transitional period of the Palestinian Arab inhabitants of Judea, Samaria and the Gaza District will be accorded self-rule, by means of which they will, themselves, conduct their affairs of daily life. Israel will continue to be responsible for security, foreign affairs and all matters concerning Israeli citizens in Judea, Samaria and the Gaza District. Topics involving the implementation of the plan for self-rule will be considered and decided within the framework of the negotiations for an interim agreement.
Substance of the permanent solution
- 12) In the negotiations for a permanent solution, every party shall be entitled to present for discussion all the subjects it may wish to raise.
- 13) The aim of the negotiations should be:
- a) The achievement of a permanent solution acceptable to the negotiating parties.
 - b) The arrangements for peace and borders between Israel and Jordan.

Details of the process for the implementation of the initiative

- 14) First and foremost, dialogue and basic agreement by the Palestinian Arab inhabitants of Judea, Samaria and the Gaza Districts, as well as Egypt and Jordan if they wish to take part, as above mentioned, in the negotiations on the principles constituting the initiative.

- 15a) Immediately afterwards will follow the stage of preparations and implementation of the election process in which a representation of the Palestinian Arab inhabitants of Judea, Samaria and the Gaza District will be elected. This representation:
- i Shall be a partner to the conduct of negotiations for the transitional period (interim agreement)
 - ii Shall constitute the self-governing authority in the course of the transitional period
 - iii Shall be the central Palestinian component, subject to agreement after three years, in the negotiations for the permanent solution.
- b) In the period of the preparations and implementation there shall be a calming of the violence in Judea, Samaria and the Gaza District.
- 16) As to the substance of elections, it is recommended that a proposal of regional elections be adopted, the details of which shall be determined in.
- 17) Every Palestinian Arab residing in Judea, Samaria and the Gaza District, who shall be elected by the inhabitants to represent them after having submitted his candidacy in accordance with the detailed document which shall determine the subject of the elections maybe a legitimate participant in the conduct of negotiations with Israel.
- 18) The elections shall be free, democratic and secret.
- 19) Immediately after the election of the Palestinian representation, negotiations shall be conducted with it on an interim agreement for a transitional period which shall continue for five years, as mentioned above. In these negotiations, the parties shall determine all the subjects relating to the substance to the self rule and the arrangements necessary for its implementation.
- 20) As soon as possible, but not later than the third year after the establishment of the self rule, negotiations for a permanent solution shall begin. During the whole period of these negotiations until the signing of the agreement for a permanent solution, the self rule shall continue in effect as determined in the negotiations for an interim agreement.