

False Flag Operation, The Lie becomes the Truth: “Israel is the Victim of Palestinian Aggression”. According to the ICC, “There Never Was A Genocide”.

International Criminal Court (ICC) Prosecutor Karim A. A. Khan K.C. Accuses Palestine of Waging War against Israel

By [Prof Michel Chossudovsky](#) and [International Criminal Court](#)

Global Research, July 13, 2024

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Introduction

There is a complex history behind Israel’s October 2023 plan to “Wipe Gaza off the Map”. It’s an ongoing genocide, an absolute slaughter, coupled with atrocities:

It’s a criminal undertaking based on Israel’s doctrine of “Justified Vengeance” which was first formulated in 2001.

The “Justified Vengeance” doctrine propounds in no uncertain terms that Palestine (despite its limited military capabilities) is “the Aggressor” and that “Israel has the right to defend itself” which since October 7, 2023 consists in the conduct of a carefully planned genocide **against the People of Palestine**.

Paul Larudee begs the question:

“Is there a point at which the genocide in Gaza becomes egregious enough to provoke

other countries to directly intervene in the Gaza Strip to prevent further genocide?

Can Israel exterminate the entire population without anyone stopping them?"

The answer to that question is provided by the International Criminal Court (ICC) in the form of the most despicable set of accusations directed against Palestinians who are the victims of "An Act of Genocide" instigated by Israel with the unbending support of most Western governments.





False Flag. “Palestine Attacks Israel”

Below is the statement of the ICC Prosecutor and King’s Counsel Karim A.A. Khan which accuses Palestine of committing crimes against humanity as well as war crimes, while carefully ignoring the evidence pertaining to Israel’s “false flag” operation which has resulted quite “deliberately” on the part of Netanyahu government in the deaths of innocent Israeli civilians.

“A false flag” in relation to Israel constitutes a carefully planned Israeli-US intelligence operation which results in the deaths of innocent Israeli civilians. In turn, Israel will place the blame on the State of Palestine, with view to justifying “A State of Readiness for War” against the Gaza Strip.

Military operations are invariably planned well in advance. The October 7, 2023 “Operation Al-Aqsa Storm” was not a “surprise attack”.

It was [a False Flag operation carried out by a “faction” \(intelligence assets\) within Hamas](#), in close liaison with Mossad and U.S. intelligence.

The false flag logic -which has resulted in Israeli casualties-, has provided Israel with a justification to undertake a genocide against Palestinians.

On that same day of October 7, 2023 Netanyahu launched a military operation against the Gaza Strip entitled “State of Readiness For War”.

Had “Operation Al-Aqsa Storm” been a “surprise attack” as parroted by the media, Netanyahu’s “State of Readiness For War” could not have been carried out (at short notice)

on that same day, namely October 7, 2023.

Palestinian Children: The Victims of Israeli atrocities



It Was Not a “Surprise Attack”

Military operations are invariably planned well in advance. The October 7, 2023 “Operation Al-Aqsa Storm” was not a “surprise attack”. It was [a False Flag operation carried out by a “faction” \(intelligence assets\) within Hamas](#), in close liaison with Mossad and U.S. intelligence.

According to [Dr. Philip Giraldi, a renowned analyst and former CIA official](#):

As a former intelligence officer, I find it impossible to believe that Israel did not have multiple informants inside Gaza as well as electronic listening devices all along the border wall which would have picked up movements of groups and vehicles.

In other words, the whole thing might be a tissue of lies as is often the case.
(October 8, 2023)

According to [Efrat Fenigson, former IDF intelligence official](#) (published on October 7, 2023)

There’s no way Israel did not know of what’s coming.

How come border crossings were wide open?

Something is VERY WRONG HERE, something is very strange, this chain of events is very unusual and not typical for the Israeli defense system.

To me this surprise attack seems like a planned operation. On all fronts.

[The Features of the Gaza Fence](#) largely confirm the above statements by Giraldi and Fenigson:

According to Israel’s defence ministry “the barrier includes hundreds of cameras, radars and other sensors, it spans 65km

The ministry said the project’s “smart fence” is more than six metres high and its maritime barrier includes means to detect infiltration by sea and a remote-controlled weapons system.



See also the following article:

[Section Commander of the Gaza Fence: “The obstacle is built so that even a fox cannot pass it”. They Let It Happen. The Hamas Attack Was Allowed to Close the Book on Palestine.](#)

By [Dr. Paul Craig Roberts](#), [General Herzl Halevi](#), and [Prof Michel Chossudovsky](#), October 9, 2023

[MICHEL CHOSSUDOVSKY – MIDDLE EAST WAR: A FALSE FLAG LEADING TO MORE FALSE FLAGS?](#)

“False Flag” in Support of “Israel’s Act of Genocide”

It should be understood that the implementation of the False Flag was carefully coordinated with Israel’s “Act of Genocide” directed against the People of Palestine.

On that same day of October 7, 2023 Netanyahu launched a military operation against the Gaza Strip entitled “State of Readiness For War”.

Had “Operation Al-Aqsa Storm” been a “surprise attack” as parroted by the media, Netanyahu’s “State of Readiness For War” could not have been carried out (at short notice) on that same day, namely October 7, 2023.

There is A Long History of Israeli False Flags

The late [Prof Tanya Reinhart confirmed the formulation in 1997 of a False Flag Agenda](#) entitled “The Green Light to Terror” which consisted in promoting (engineering) suicide attacks against Israeli civilians, citing “the Bloodshed as a Justification” to wage war on Palestine:

“...This is the “green light to terror” theme which the Military Intelligence (Ama”n) has been promoting since 1997, when its anti-Oslo line was consolidated. This theme was since repeated again and again by military circles, and eventually became the mantra of Israeli propaganda... (See [Chossudovsky](#), October 23, 2023)

There is continuity: Israel’s Military Intelligence remains in charge of implementing false flag operations coupled with “Acts of Genocide” directed against Palestine.

For details and analysis on False Flags, See:

[Is the Gaza-Israel Fighting “A False Flag”? They Let It Happen? Their Objective Is “to Wipe Gaza Off the Map”?](#)

By [Philip Girdi](#) and [Prof Michel Chossudovsky](#), May 24, 2024

See also:



[Netanyahu’s “False Flag” Is a “Copy and Paste”: The Pentagon’s Secret “Operation Northwoods”\(1962\) Directed Against Cuba. “Casualty Lists Would Cause a Helpful Wave of Indignation”](#)

By [Prof Michel Chossudovsky](#), June 19, 2024



[Video: The Mystery of Israel. “Reveals Something So Evil”](#)

By [David John Sorensen](#), June 21, 2024

“Israel is the Victim of Palestinian Aggression”. The International Criminal Court (ICC) Accuses Palestine

In a bitter irony, the ICC Prosecutor’s accusations against Palestine –which include alleged acts of “Extermination”, “Murder” and “Torture” contends that the State of Israel rather than Palestine is the victim of Genocide:

According to the ICC Statement, Palestine’s “Act of Aggression” against Israel consists in:

- Extermination as a crime against humanity, contrary to article 7(1)(b) of the Rome Statute;
- Murder as a crime against humanity, contrary to article 7(1)(a), and as a war crime, contrary to article 8(2)(c)(i);
- Taking hostages as a war crime, contrary to article 8(2)(c)(iii);
- Rape and other acts of sexual violence as crimes against humanity, contrary to article 7(1)(g), and also as war crimes pursuant to article 8(2)(e)(vi) in the context of captivity;
- Torture as a crime against humanity, contrary to article 7(1)(f), and also as a war crime, contrary to article 8(2)(c)(i), in the context of captivity;
- Other inhumane acts as a crime against humanity, contrary to article 7(1)(k), in the context of captivity;
- Cruel treatment as a war crime contrary to article 8(2)(c)(i), in the context of captivity; and
- Outrages upon personal dignity as a war crime, contrary to article 8(2)(c)(ii), in the context of captivity.

What these insidious legal statements imply is that the ICC has de facto given “its stamp of approval” to Israel’s “Justified Vengeance” against the People of Palestine, which is currently ongoing. The atrocities committed against Palestinians are beyond description:

”burnt alive after Israeli forces bombed tents”

Serpil Özkan
@SerpilOzkan99


Refah'ta Müslümanlar diri diri yakılmış.ALLAH'a zikri, o çağrışı duyuyor musunuz?

Artık,Müslüman ülkeler, orduları ile bu şeytan askerlerine Cihad açmaz ise, bu ateş, tüm diğer ülkelerde yaşayan herkesi yakar.

Helak HÂK katındandır.

#RafahOnFire

Translate post



From **Sheikh Nabeel**

3:29 PM · May 27, 2024 · **961.6K** Views

922 8K 13K 314

Accusations against Hamas

'Inasmuch as the issue of the False Flag (despite extensive evidence) has been casually dismissed by the ICC, as well as by Western governments and the media:

The accusations against Hamas are meaningless. They should be withdrawn.

The ICC has also denied ["Palestine's Right to Resist Israeli Occupation" under the Fourth Protocol of the Geneva Convention.](#)

International law is unambiguous in its endorsement of "armed struggle" for peoples who seek self-determination under "colonial and foreign domination."

United Nations [resolution 37/43](#), dated 3 December 1982, "reaffirms the legitimacy of the struggle of peoples for independence, territorial integrity, national unity and liberation from colonial and foreign domination and foreign occupation by all available means, including armed struggle." [Palestine Chronicle](#) (emphasis added)

The Endgame is the Exclusion of Palestinians from their Homeland

The Lie has become the Truth

Amply documented Israel is involved in acts of “Extermination” against Palestinians.

Yet it is Israel which is described by the ICC as the “Victim of Palestinian Aggression.”

Genocide and False Flags

While the ICC fails to acknowledge the conduct of a “False Flag”, numerous documents, witnesses and statements, confirm Israel’s False Flag initiative.

In a bitter irony, the False Flag Attack Strategy had been acknowledged by Netanyahu in consultation with the Likud Party. It comes from the Horse’s Mouth:

“Anyone who wants to thwart the establishment of a Palestinian state has to support bolstering Hamas and transferring money to Hamas,” he [Netanyahu] told a meeting of his Likud party’s Knesset members in March 2019. “This is part of our strategy – to isolate the Palestinians in Gaza from the Palestinians in the West Bank.” ([Haaretz](#), October 9, 2023, emphasis added)

Moreover, “Transferring Money by the Netanyahu government to Hamas intelligence assets” was confirmed in a Times of Israel October 8, 2023 Report:

“Hamas was treated as a partner to the detriment of the Palestinian Authority to prevent Abbas from moving towards creating a Palestinian State.

Hamas was promoted from a terrorist group to an organization with which Israel conducted negotiations through Egypt, and which was allowed to receive suitcases containing millions of dollars from Qatar through the Gaza crossings.” (emphasis added)

The False Flag operation was used to justify the conduct of a carefully planned “Genocide”.

The Evidence

There are numerous government documents which describe in detail the planning and conduct of the genocide.

What we have on record (which is the object of our analysis) is:

An [official memorandum –released and declassified \(made public\) on October 13, 2023- by Israel’s Ministry of Intelligence](#), which confirms Israel’s planning of a Genocide against the People of Palestine.

This intelligence memorandum was prepared well in advance of October 7, 2023.

It was available to the ICC Team.

The thrust of the document describes what is currently unfolding, namely the Exclusion of Palestinians from Their Homeland.

This is Israel's Plan (Before our Very Eyes)

“The forcible and permanent transfer of the Gaza Strip's 2.2 million Palestinian residents to Egypt's Sinai Peninsula”.

It's a longstanding and carefully prepared initiative by Israel's Ministry of Intelligence, which was declassified on October 13, 2023, namely one week after the commencement of the invasion of the Gaza Strip.

Concurrently, Israel's Ministry of Intelligence was responsible for the implementation of the False Flag.



The endgame is the exclusion of Palestinians from their homeland.

We are dealing with an absurd “upside down rhetoric” “*Mundus inversus*” on the part of the ICC Prosecutor.

The Lie has become the Truth

Amply documented Israel is involved in acts of “Extermination” against Palestinians. Yet it is Israel which is described by the ICC as the “Victim of Palestinian Aggression.”

The Lie Prevails. International Law is Criminalized

The actual conduct of the genocide against Palestine —**confirmed by numerous official Israeli documents to which the ICC had access**- are casually ignored by the ICC Prosecutor.

I have reviewed the official ICC statement. There is not a single reference to the word “genocide”.

What we have on record (which is the object of our analysis) is:

An [official memorandum -released and declassified \(made public\) on October 13, 2023- by Israel’s Ministry of Intelligence,](#)

the memorandum confirms Israel’s planning of a Genocide against the People of Palestine.

This intelligence memorandum was prepared well in advance of October 7, 2023. The thrust of the document describes what is currently unfolding, namely the Exclusion of Palestinians from Their Homeland:

“The forcible and permanent transfer of the Gaza Strip’s 2.2 million Palestinian residents to Egypt’s Sinai Peninsula”.

Ask the ICC Prosecutor Karim A. A. Khan: What is the significance of this document?

Option. C. The Evacuation of the Civilian Population from Gaza to the Sinai

[click here or below to access complete document](#) (10 pages)

5. The three options under examination are:
- a. Option A: The population remaining in Gaza and the import of Palestinian Authority (PA) rule.
 - b. Option B: The population remaining in Gaza along with the emergence of a local Arab authority.
 - c. Option C: The evacuation of the civilian population from Gaza to Sinai.
6. From an in-depth look at the options, the following insights can be derived:
- a. **Option C - The option that will yield positive, long-term strategic outcomes for Israel, and is an executable option. It requires determination from the political echelon in the face of international pressure, with an emphasis on harnessing the support of the United States and additional pro-Israeli countries for the endeavor.**
 - b. **Options A and B suffer from significant deficiencies**, especially in terms of their strategic implications and the lack of long-term feasibility. Neither of them will provide the necessary deterrent effect, will not allow for a mindset

For further details and analysis see: [“Wiping Gaza Off the Map”: Israel’s “Secret” Intelligence Memorandum “Option C”](#) by Michel Chossudovsky

The Option C Blueprint: A Criminal Endeavour

The Option C which was declassified, is the Blueprint of Israel’s War against Palestine (among many classified intelligence documents), the underlying intent of which is to:

Destroy Palestine as a Nation State and Exclude Palestinians from their Homeland.

The Overthrow of Hamas is contemplated, which if carried out would no doubt result in the implementation of the three ICC Hamas Arrest Warrants.

Option C. calls for:

“The Evacuation of the civilian population from Gaza to Sinai”

See details below from the original document (emphasis added)

Israel is to act to evacuate the civilian population to Sinai. In the first stage, tent cities will be established in the area of Sinai.

The next stage includes the establishment of a humanitarian zone to assist the civilian population of Gaza and the construction of cities in a resettled area in northern Sinai.

A sterile zone of several kilometers should be created within Egypt, and the return of the population to activities/residences near the border with Israel should not be allowed.

In addition, a security perimeter should be established in our [Israel’s] territory near the border with Egypt. ([Option C](#))

There are [various military and operational dimensions](#) which are currently being implemented.

Whereas the killings, destruction and the engineered famine are not acknowledged in the official government document, they are an integral part of the Option C. Agenda:

Hunger is a creeper. People will survive for months on their bodily reserves and on the little food they can scrape together.

But suddenly, people get under the absolute minimum in bodily assets and mass deaths will start on an industrial scale.

Once erupted, hunger and disease deaths will be enormous.

Holocaust – death brought by Israel on civilians on industrial scale will erupt, if this is not reversed NOW. ([Karsten Riise](#))

With regard to propaganda, lobbying and public relations, the focus is on:

“harnessing the support of the United States and additional pro-Israeli countries for the endeavor”. (Text of Option C)

The role of Egypt in Option C is of course crucial:

Egypt has an obligation under international law to allow the passage of the population.

Israel must act to promote a broad diplomatic initiative aimed at countries that will support assisting the displaced population and agree to absorb them as refugees.(Option C)

Solidarity with Palestine

It is important as part of the Palestine solidarity movement that Option C be fully understood. It is a criminal endeavor. It is part of Israel's "Act of Genocide".

The State of Israel is in blatant violation of the Genocide Convention. And so is the ICC prosecutor.

For further details and analysis: [click here to access complete Option C document](#) (10 pages).

See also: ["Wiping Gaza Off the Map": Israel's "Secret" Intelligence Memorandum "Option C"](#) by Michel Chossudovsky

The ICC Prosecutor is a "Double Speak".

We are dealing with an absurd "upside down rhetoric" "*Mundus inversus*" on the part of the ICC Prosecutor.

While the ICC Prosecutor accuses Palestine, he rightfully acknowledges the crimes committed by Prime Minister Benjamin Netanyahu and Israeli Defence Minister Yoav Gallant, specifically with regard to the starvation of civilians as a method of warfare.

This issue is fundamental. Starvation in the Gaza Strip is ongoing. It's a crime against humanity. It's Genocide.

For nearly 8 months, Israel still chokes off nearly all food and other vital supplies to Gaza.

Gaza needs 500 trucks of supply every day, and near-nothing is coming through.

The US pier supplies 25-50 trucks per day, and everything else is closed.

With irregular intervals, reports have come the past months, but never about more than some 100 or 150 trucks on a few days.

Reports about starvation are made public, and this is obviously getting worse. (Karsten Riise, communication to the author)



ICC Prosecutor Karim A. A. Khan’s presentation is cautious.

He essentially contends that “crimes have been committed by both sides” while intimating that [“The Fourth Military Power”](#) on the Planet, “Has a Right to Defend Itself” (in the words of Joe Biden on October 7).

	 Israel #4 in Strong military #36 in Best Countries Overall	GDP \$522 billion GDP PER CAPITA, PPP \$49,509 POPULATION 9.55 million
Israel, the only Jewish nation in the world, is a small country on the eastern shore of the Mediterranean Sea. For it READ MORE »		

The False Flag which constitutes a crime against humanity, is not addressed by the ICC, nor is the issue of the Genocide against the People of Palestine.

The document (above) confirms the State of Israel’s prior intent to implement genocide against the people of Palestine in violation of the Genocide Convention.

ICC Prosecutor Karim A..A. Khan does not want to be accused of “double standards”.

Netanyahu and Gallant are “The Fall Guys”

ICC prosecutor Karim Khan KC [issued a statement \[on May 20\]](#) proposing that

arrest warrants are issued for Mr Netanyahu, Israel's defence minister Yoav Gallant, Hamas leader Yahya Sinwar, Mohammed al-Masri, Hamas's military chief, and Ismail Haniyeh, Hamas's political leader. (Independent)

Karim Khan's allegations directed against Netanyahu and Yoav Gallant which are fully corroborated, coupled with arrest warrants, are intent to:

- reach out and mislead the anti-Zionist peace movement,
- provide a sense of (fake) "legitimacy" to the ICC's far-reaching accusations against Palestine ("extermination and murder").
- Dispel the existence of a False Flag. Deny Israeli civilian casualties linked to the "False Flag"
- provide a "human face" to Karim Khan KC

Nowhere in the ICC Prosecutor's report is the issue of "Israel's genocide directed against the People of Palestine" mentioned.

In this regard, the Arrest Warrants directed by the ICC against the three Hamas leaders serve to:

1. "Side Track" the Strategic Role of the "False Flag Operation"
2. Refute the very existence of a Genocide,
3. Endorse Israel's "Act of Self Defense" against Palestine.



In regards to the arrest warrants directed against Netanyahu and Gallant, it is highly unlikely that they will be carried out.

(Netanyahu already has a criminal record. In November 2019, he was officially “indicted for breach of trust, accepting bribes, and fraud”)

Of relevance, the CIA has been operating in the background in collaboration with Israeli intelligence.

There are unspoken strategic objectives.

In mid-May 2024, [CIA Director Bill Burns was in Cairo for negotiations behind closed doors](#) with both Israeli and Hamas officials, regarding a possible ceasefire.

The three arrest warrants directed against the leaders of Hamas are intended to “confirm” that the alleged October 7, 2023 Act of “Aggression” against Israel was NOT (despite the evidence) part of a “False Flag” (i.e. inside intelligence op. carefully coordinated by Israeli and U.S. intelligence).

The ICC Arrest Warrants directed against Netanyahu and Gallant (which will never be carried out), serve the useful purpose of placing the blame while at the same time deflecting our understanding as to who from a strategic standpoint is behind the conduct of the Genocide directed against the People of Palestine.

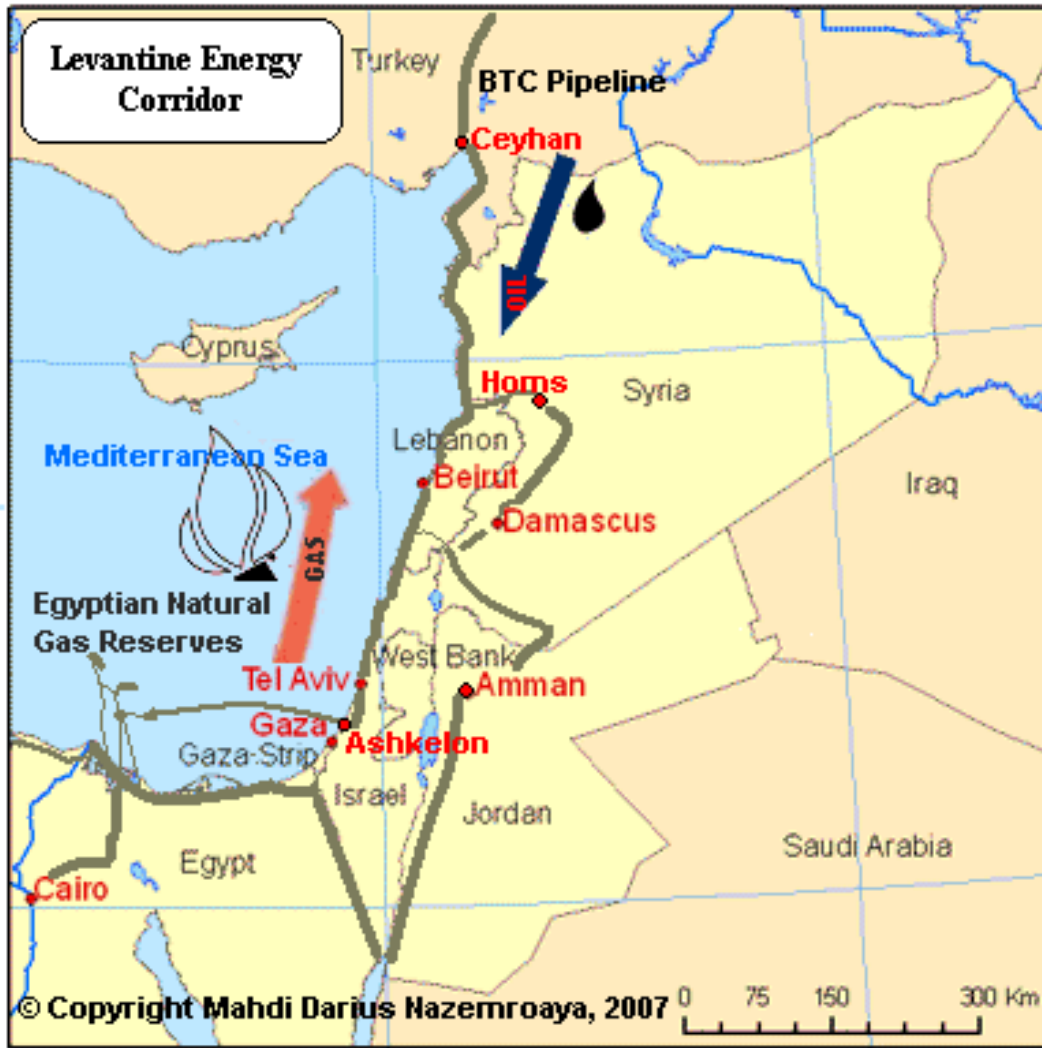
What this does is to distract public opinion. It misleads the peace movement. It creates divisions within the solidarity movement with Palestine.

Big Money Economic Interests

Bear in mind there are powerful economic interests which are supportive of the Genocide.

They have their eyes on Gaza’s Multibillion Offshore Maritime Gas Reserves.





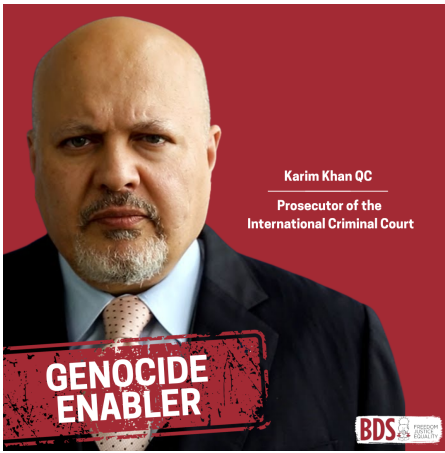
[Video: "Wiping Gaza Off The Map": Big Money Agenda. Confiscating Palestine's Maritime Natural Gas Reserves](#)

By [Felicity Arbuthnot](#) and [Prof Michel Chossudovsky](#), April 23, 2024

Anglo-America Controls both the ICC and the IJC



The ICC Arrest Warrants directed against Netanyahu and Gallant (which will never be carried out), serve the useful purpose of placing the blame while at the same time deflecting our understanding as to who from a strategic standpoint is behind the conduct of the Genocide directed against the People of Palestine.



What this does is to distract public opinion. It misleads the peace movement. It creates divisions within the solidarity movement with Palestine.

I should mention that the False Flag issue -which constitutes a crime against humanity on the part of Israel and the U.S.- has been casually ignored both by the International Court of Justice (ICJ) (Chief Justice Donahue, former adviser to Hillary Clinton). (January 2024)

And now by the International Criminal Court (ICC) on behalf of His Majesty's Prosecutor, K.C. (King's Counsel).

In this regard, the Arrest Warrants directed against the three Hamas leaders serve not only to Side Track the Role of the "False Flag Operation", but also to endorse the legitimacy of the Genocide which is portrayed as an Act of Self Defense by Israel.

It is worth noting that the conduct of False Flag Attacks have been endorsed by Netanyahu:

"Anyone who wants to thwart the establishment of a Palestinian state has to support bolstering Hamas and transferring money to Hamas," he [Netanyahu] told a meeting of his Likud party's Knesset members in March 2019. "This is part of our strategy - to isolate the Palestinians in Gaza from the Palestinians in the West Bank." ([Haaretz](#), October 9, 2023, emphasis added)

The U.N based judicial system is composed of the International Court of Justice (ICJ) and the International Criminal Court (ICC), [both of which have deliberately ignored the issue of Genocide against Palestine.](#) What is at stake is the outright criminalization of the UN judicial system.

The ICC Prosecutor Makes No Reference to "Genocide"

Despite the evidence, the ICC Prosecutor fails to acknowledge that Israel is conducting a Genocide.

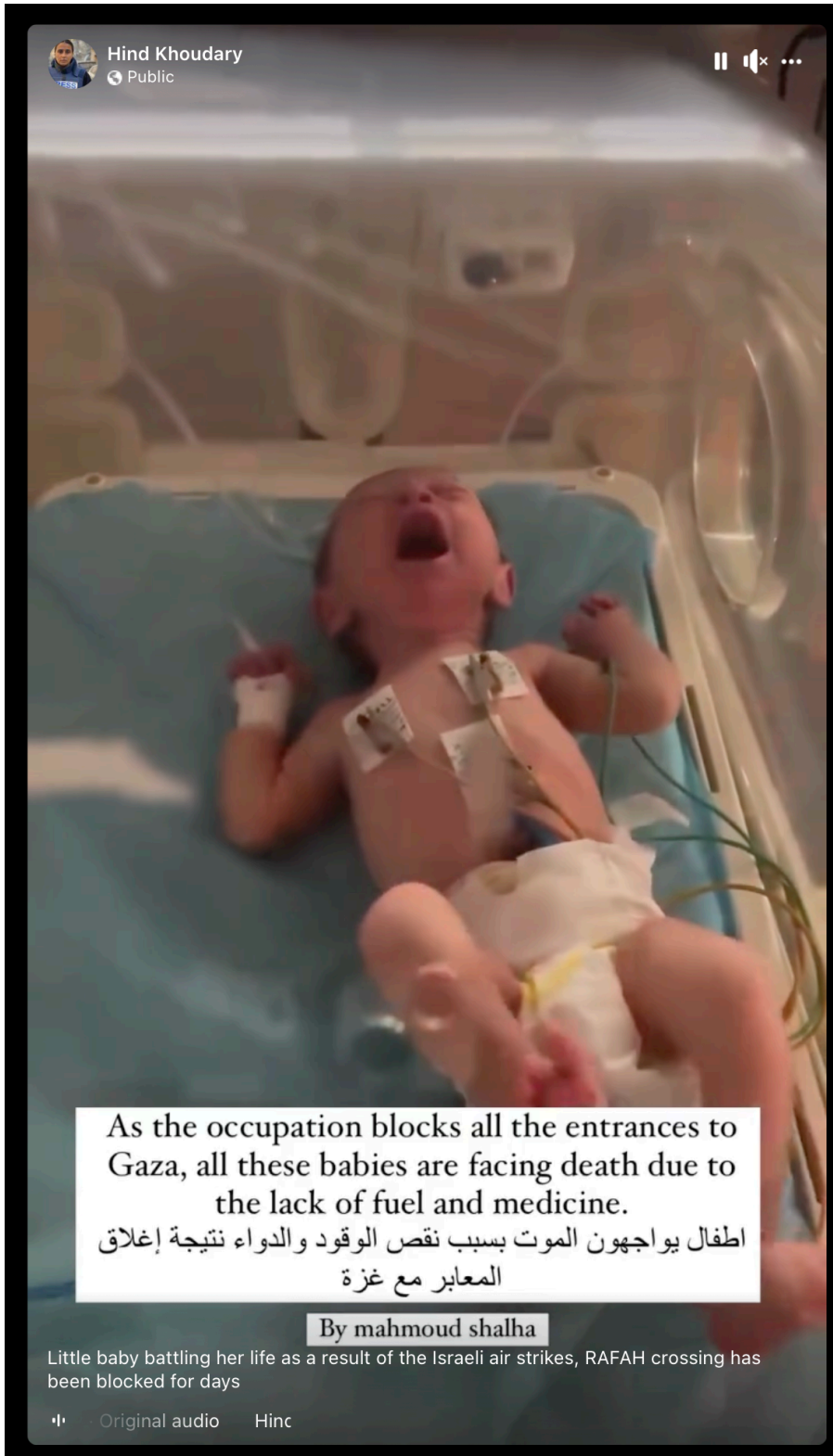
The word Genocide is NOT mentioned in his statement.

The Convention on the Prevention and Punishment of the Crime of Genocide is not mentioned.

His statements point to the criminalization of the ICC.

What is the Truth, What is the Lie?

The Truth is that [“Extermination” and “Murder” are being conducted by Israel, specifically targeting children \(click here to access the video, requires Facebook\)](#)



Hind Khoudary
Public

As the occupation blocks all the entrances to Gaza, all these babies are facing death due to the lack of fuel and medicine.
اطفال يواجهون الموت بسبب نقص الوقود والدواء نتيجة إغلاق المعابر مع غزة

By mahmoud shalha

Little baby battling her life as a result of the Israeli air strikes, RAFAH crossing has been blocked for days

Original audio Hinc

—[Michel Chossudovsky](#), Global Research, May 24, 2024

**Statement of ICC Prosecutor Karim A.A. Khan KC:
Applications for arrest warrants
in the situation in the State of Palestine**

[link to the ICC](#)

20 May 2024

Today I am filing applications for warrants of arrest before Pre-Trial Chamber I of the International Criminal Court in the Situation in the State of Palestine.



On the basis of evidence collected and examined by my Office, I have reasonable grounds to believe that **Yahya SINWAR** (Head of the Islamic Resistance Movement (“ *Hamas* ”) in the Gaza Strip), **Mohammed Diab Ibrahim AL-MASRI**, more commonly known as DEIF (Commander-in-Chief of the military wing of Hamas, known as the *Al-Qassam Brigades*), and **Ismail HANIYEH** (Head of Hamas Political Bureau) bear criminal responsibility for the following war crimes and crimes against humanity committed on the territory of Israel and the State of Palestine (in the Gaza strip) from at least 7 October 2023:

- Extermination as a crime against humanity, contrary to article 7(1)(b) of the Rome Statute;
- Murder as a crime against humanity, contrary to article 7(1)(a), and as a war crime, contrary to article 8(2)(c)(i);
- Taking hostages as a war crime, contrary to article 8(2)(c)(iii);
- Rape and other acts of sexual violence as crimes against humanity, contrary to article 7(1)(g), and also as war crimes pursuant to article 8(2)(e)(vi) in the context of captivity;
- Torture as a crime against humanity, contrary to article 7(1)(f), and also as a war crime, contrary to article 8(2)(c)(i), in the context of captivity;
- Other inhumane acts as a crime against humanity, contrary to article 7(1)(k), in the context of captivity;
- Cruel treatment as a war crime contrary to article 8(2)(c)(i), in the context of captivity; and
- Outrages upon personal dignity as a war crime, contrary to article 8(2)(c)(ii), in the context of captivity.

My Office submits that the war crimes alleged in these applications were committed in the context of an international armed conflict between Israel and Palestine, and a non-international armed conflict between Israel and Hamas running in parallel. We submit that the crimes against humanity charged were part of a widespread and systematic attack

against the civilian population of Israel by Hamas and other armed groups pursuant to organisational policies. Some of these crimes, in our assessment, continue to this day.

My Office submits there are reasonable grounds to believe that SINWAR, DEIF and HANIYEH are criminally responsible for the killing of hundreds of Israeli civilians in attacks perpetrated by Hamas (in particular its military wing, the al-Qassam Brigades) and other armed groups on 7 October 2023 and the taking of at least 245 hostages. As part of our investigations, my Office has interviewed victims and survivors, including former hostages and eyewitnesses from six major attack locations: Kfar Aza; Holit; the location of the Supernova Music Festival; Be’eri; Nir Oz; and Nahal Oz. The investigation also relies on evidence such as CCTV footage, authenticated audio, photo and video material, statements by Hamas members including the alleged perpetrators named above, and expert evidence.

It is the view of my Office that these individuals planned and instigated the commission of crimes on 7 October 2023, and have through their own actions, including personal visits to hostages shortly after their kidnapping, acknowledged their responsibility for those crimes. We submit that these crimes could not have been committed without their actions. They are charged both as co-perpetrators and as superiors pursuant to Articles 25 and 28 of the Rome Statute.

During my own visit to Kibbutz Be’eri and Kibbutz Kfar Aza, as well as to the site of Supernova Music Festival in Re’im, I saw the devastating scenes of these attacks and the profound impact of the unconscionable crimes charged in the applications filed today. Speaking with survivors, I heard how the love within a family, the deepest bonds between a parent and a child, were contorted to inflict unfathomable pain through calculated cruelty and extreme callousness. These acts demand accountability.

My Office also submits there are reasonable grounds to believe that hostages taken from Israel have been kept in inhumane conditions, and that some have been subject to sexual violence, including rape, while being held in captivity. We have reached that conclusion based on medical records, contemporaneous video and documentary evidence, and interviews with victims and survivors. My Office also continues to investigate reports of sexual violence committed on 7 October.

I wish to express my gratitude to the survivors, and the families of victims of the 7 October attacks, for their courage in coming forward to provide their accounts to my Office. We remain focused on further deepening our investigations of all crimes committed as part of these attacks and will continue to work with all partners to ensure that justice is delivered.

I again reiterate my call for the immediate release of all hostages taken from Israel and for their safe return to their families. This is a fundamental requirement of international humanitarian law.

Benjamin Netanyahu, Yoav Gallant

On the basis of evidence collected and examined by my Office, I have reasonable grounds to believe that **Benjamin NETANYAHU**, the Prime Minister of Israel, and **Yoav GALLANT**, the Minister of Defence of Israel, bear criminal responsibility for the following war crimes and crimes against humanity committed on the territory of the State of Palestine (in the Gaza strip) from at least 8 October 2023:

- Starvation of civilians as a method of warfare as a war crime contrary to article

8(2)(b)(xxv) of the Statute;

- Wilfully causing great suffering, or serious injury to body or health contrary to article 8(2)(a)(iii), or cruel treatment as a war crime contrary to article 8(2)(c)(i);
- Wilful killing contrary to article 8(2)(a)(i), or Murder as a war crime contrary to article 8(2)(c)(i);
- Intentionally directing attacks against a civilian population as a war crime contrary to articles 8(2)(b)(i), or 8(2)(e)(i);
- Extermination and/or murder contrary to articles 7(1)(b) and 7(1)(a), including in the context of deaths caused by starvation, as a crime against humanity;
- Persecution as a crime against humanity contrary to article 7(1)(h);
- Other inhumane acts as crimes against humanity contrary to article 7(1)(k).

My Office submits that the war crimes alleged in these applications were committed in the context of an international armed conflict between Israel and Palestine, and a non-international armed conflict between Israel and Hamas (together with other Palestinian Armed Groups) running in parallel.

We submit that the crimes against humanity charged were committed as part of a widespread and systematic attack against the Palestinian civilian population pursuant to State policy. These crimes, in our assessment, continue to this day.

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