

QUESTION ON NOTICE/ Written

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Topic: Israel/Palestinian Issues

Senator Rex Patrick

Question

1. In representations to Israel, has Australia raised concerns that the unlawful transfer of children out of the West Bank to prisons inside Israel may be in violation of Article 76 of the Fourth Geneva Convention?
2. Does the Australian Government accept that the transfer of Palestinian child detainees from the West Bank to prisons inside Israel violates Article 76 of the Fourth Geneva Convention?

Answer

1. Australia makes regular representations to Israel relating to Palestinian minors in detention. Those representations do not mention the specific matter raised in the question.
2. This is a hypothetical question. Whether a transfer of detainees would violate Article 76 of the Fourth Geneva Convention would depend on the specific factual circumstances in each instance.