

Israel Defense Forces

Order on the Security Provisions (Judea and Samaria) (no. 378), 5730-1970

Order on Movement and Travel (Restriction of Travel in Israeli Vehicle)

By the force of my power as commander of the IDF forces in the area and according to section 88 of the Order on the Security Provisions (Judea and Samaria) (no. 378), 5730-1970, and my other powers based on all rules and security legislation, and since I believe this is necessary for reasons of security and public order, and considering the exceptional security circumstances prevailing in the area at present, and the need to take immediate action to thwart terror attacks and prevent attacks on IDF forces, and to defend the civilian population, I hereby order as follows:

Definitions

1. In these instructions:

"Family member" -- father, mother, husband, wife, brother, sister, son, daughter, grandfather, grandmother, grandson, or granddaughter.

"Vehicle" -- as defined in the Order on Transport (no. 1310) (Judea and Samaria), 5752 -1992.

"Bus"-- a motor vehicle meant to transport eight people or more besides the driver, and which is defined in vehicular license as a bus.

"Israeli vehicle" -- a vehicle registered in Israel or a vehicle carrying identification marks given to it in Israel.

"Israeli" -- a person registered in the population registrar according to the Population Registration Law 5725-1965, as it is valid in Israel at a given time, including anyone given a visa and license to reside in Israel according to the Law of Entry into Israel 5712 -1952, as it is valid in Israel at a given time.

Restriction of travel in Israeli vehicle.

2. As long as these orders are valid –

a. an Israeli will not transport in an Israeli vehicle within the area a person who is not Israeli, except for according to a permit given to him or given to the person who is not Israeli by a military commander or someone empowered by him to do so.

b. A permit according to sub-section (a) can be personal, general, to specific places or specific roads.

c. Despite what sub-section (a) says, a permit to leave the area for Israel given on the basis of security legislation, or an employment permit in a Jewish settlement in the area of Judea and Samaria given on the basis of the Order on

Employing Workers in Certain Places (No. 967), 5742-1982, or an entry permit into the Israeli settlements in Judea and Samaria given on the basis of a Declaration of Closure of Area (Israeli settlements) (Judea and Samaria), 5762-2002, given to a person who is not Israeli by an authority empowered to do so, will be viewed as a permit given according to these instructions.

d. Despite what it says in sub-section (a) these instructions will not apply to an Israeli driving an Israeli bus who was given by an authorized authority a license to operate a service line within the area according to the Traffic Regulations 5721-1961, as they are valid in Israel at a given time, and the Regulations of the Orders on Transportation (No. 1310) (Judea and Samaria) 5752-1992 and any secondary legislation that derived from it.

e. Despite what it says in sub-section (a) these instructions will not apply to an Israeli driving a family member inside the area.

f. Despite what it says in sub-section (a) these instructions will not apply to a soldier, policeman or any member of the security forces while in the line of duty.

Stopping the commission of a violation

3. If a person violates the instructions of section 2 or violates any of the conditions of the permits he was given according to the said section, any soldier or policemen will be permitted to act to stop the commission of the violation according to section 2, and they are permitted to use reasonable force for that purpose.

Publication

4. These instructions will be published in a way that is determined by the commander of IDF forces in the area.

Effect

5. These instructions go into effect 60 days after they are signed.

Title

6. These orders will be called "Order on Movement and Travel (Restriction of Travel in Israeli Vehicle) (Judea and Samaria) 5767-2006."

28 Marheshvan 5767
19 November 2006

Yair Naveh, Major General
Commander of IDF forces
Judea and Samaria

English translation: Yesh Din – Volunteers for Human Rights www.yesh-din.org