

**Submission sheet**

Individuals, groups and organizations wishing to submit information and documentation to the United Nations Independent International Commission of Inquiry on the occupied Palestinian Territory, including East Jerusalem, and Israel (hereafter the “COI”) are kindly asked to fill in this sheet with any information they are able to provide, and attach it to their submissions.

It is not a requirement to provide all requested information if not available, though particular attention should be given to filling in the section on consent.

Unless indicated otherwise in the form, the COI will consider all materials received to be usable in its reports, but without attribution as to the source

<b>Name of submitting individual/entity</b>	<b>Shmuel Baron</b>
<b>Contact of submitting individual/entity</b>	Email(s): <b>baronshmuel65@gmail.com</b> Telephone/WhatsApp/Signal/Other: Web Address: Agree to be contacted by the COI: Yes <input type="checkbox"/> No <input type="checkbox"/> <b>Yes</b>
<b>Relationship of submitting entity/individual to the alleged victim/s</b>	
<b>Human rights violation/s or abuses alleged to have occurred</b>	<b>Along with rocket attacks, however, Israel has also been subjected to frequent attacks by incendiary balloons. Before and during the 2021 war , these attacks had destroyed approximately 13,000 dunams of land. The incendiary balloons attacks are a war crime.</b>
<b>Violations of the laws and customs of war (international humanitarian law)</b>	<b> Hamas incendiary balloons attacks violate the Protocol on Prohibitions or Restrictions on the Use of Incendiary Weapons (Protocol III). Geneva, 10 October 1980.</b>  <u>Protocol on Prohibitions or Restrictions on the Use of Incendiary Weapons (Protocol III). Geneva, 10 October 1980.</u>  <b>Article 1: Definitions</b>  For the purpose of this Protocol:  1. "Incendiary weapon" means any weapon or munition which is primarily designed to set fire to objects or to cause burn injury to persons through the action of flame, heat, or combination thereof, produced by a chemical reaction of a substance delivered on the target. (a) Incendiary weapons can take the form of, for example, flame throwers, fougasses, shells, rockets, grenades, mines, bombs and other containers of incendiary substances. (b) Incendiary weapons do not include:

	<p>(i) Munitions which may have incidental incendiary effects, such as illuminants, tracers, smoke or signalling systems;</p> <p>(ii) Munitions designed to combine penetration, blast or fragmentation effects with an additional incendiary effect, such as armour-piercing projectiles, fragmentation shells, explosive bombs and similar combined-effects munitions in which the incendiary effect is not specifically designed to cause burn injury to persons, but to be used against military objectives, such as armoured vehicles, aircraft and installations or facilities.</p> <p>2. "Concentration of civilians" means any concentration of civilians, be it permanent or temporary, such as in inhabited parts of cities, or inhabited towns or villages, or as in camps or columns of refugees or evacuees, or groups of nomads.</p> <p>3. "Military objective" means, so far as objects are concerned, any object which by its nature, location, purpose or use makes an effective contribution to military action and whose total or partial destruction, capture or neutralization, in the circumstances ruling at the time, offers a definite military advantage.</p> <p>4. "Civilian objects" are all objects which are not military objectives as defined in paragraph 3.</p> <p>5. "Feasible precautions" are those precautions which are practicable or practically possible taking into account all circumstances ruling at the time, including humanitarian and military considerations.</p> <p><b>Article 2: Protection of civilians and civilian objects</b></p> <p>1. It is prohibited in all circumstances to make the civilian population as such, individual civilians or civilian objects the object of attack by incendiary weapons.</p> <p>2. It is prohibited in all circumstances to make any military objective located within a concentration of civilians the object of attack by air-delivered incendiary weapons.</p> <p>3. It is further prohibited to make any military objective located within a concentration of civilians the object of attack by means of incendiary weapons other than air-delivered incendiary weapons, except when such military objective is clearly separated from the concentration of civilians and all feasible precautions are taken with a view to limiting the incendiary effects to the military objective and to avoiding, and in any event to minimizing, incidental loss of civilian life, injury to civilians and damage to civilian objects.</p> <p>4. It is prohibited to make forests or other kinds of plant cover the object of attack by incendiary weapons except when such natural elements are used to cover, conceal or camouflage combatants or other military objectives, or are themselves military objectives.</p>
<b>Date/s of incident/time period</b>	2018-2021
<b>Place of incident</b>	Village/township/city: <b>Israeli communities bordering the Gaza Strip</b> Province:
<b>Name/s of alleged victim/s gender, age</b>	Name: Gender: Age: Father's name: Nationality: Profession: Phone number/email: Address:
<b>Identification of those allegedly responsible</b>	Name of alleged perpetrator if known:

	<ol style="list-style-type: none"> <li>1. <b> Hamas Chief of the Political Bureau Ismail Haniyeh</b></li> <li>2. <b> Hamas Deputy Chief of the Political Bureau - Mousa Abu Marzouq and Khaled Mashal</b></li> <li>3. <b> Yahya Sinwar, leader of Hamas in the Gaza Strip</b></li> <li>4. <b> Mohammed Deif born Mohammed Diab Ibrahim al-Masri, chief of staff and supreme military commander of Hamas' Izz ad-Din al-Qassam Brigades</b></li> </ol> <p>State or non-state entity with which perpetrator is affiliated, if any: <b>Hamas</b></p> <p>Any identifying marks of the perpetrator which indicate their affiliation, such as the colour or pattern of their uniform and uniform's insignia:</p>
<b>Description of the incident(s)/allegations (2000-word limit)</b>	<p>Detailed description of:</p> <ul style="list-style-type: none"> <li>- the incident(s) or alleged violation(s), including dates, specific locations (e.g. street, building) and number and types and name(s) of victim(s)</li> <li>- the context in which they took place</li> <li>- alleged perpetrators</li> <li>- alleged motive</li> </ul> <p>Please also include information on the impact of these violations, as well as age and gender-sensitive considerations (e.g. how these violations affected women and men, girls and boys differently).</p>
<b>Description of the State's response, (500-word limit)</b>	<p>Indicate whether the incident was reported to the authorities: Yes <input type="checkbox"/> No <input type="checkbox"/></p> <p>If yes, which authorities:</p> <p>Information on any investigations, judicial processes, decision/judgements and sentences, including reparations, in response to the incident:</p>
<b>Methodology employed in the collection of information</b>	<p>Please provide a description of the methodology employed in the collection of the information shared- primary, secondary sources, means of verification, etc., along with how informed consent was gained from the information provider. If needed, attach a copy of the relevant standard operating procedures followed.</p>
<b>Consent</b>	<p><b>Please indicate whether you, the person submitting the information, agree to the following use of the information by the COI with or without personally identifiable data:</b></p> <p><b><u>INFORMED CONSENT TO USE THE INFORMATION:</u></b></p> <p>1. Use internally and publicly (e.g. public report, press release), with <input type="checkbox"/> without <input type="checkbox"/> personally identifiable data. <b>Agree</b></p>

	<p>2. Use internally only (within the COI), with <input type="checkbox"/> without <input type="checkbox"/> personally identifiable data. <b>Agree</b></p> <p><b><u>INFORMED CONSENT TO SHARE THE INFORMATION:</u></b></p> <p>1. Raise the case with national authorities, courts or accountability mechanisms that respect international standards (including due process) with <input type="checkbox"/> without <input type="checkbox"/> personally identifiable data. <b>Agree</b></p> <p>2. Share info with national human rights institutions, with <input type="checkbox"/> without <input type="checkbox"/> personally identifiable data. <b>Agree</b></p> <p>3. Refer to national or international organizations (including UN human rights mechanisms and other UN entities) providing victim assistance (e.g. ICRC, medical, legal), with <input type="checkbox"/> without <input type="checkbox"/> personally identifiable data. <b>Agree</b></p> <p>5. Share info with international and regional courts – including the International Criminal Court (ICC) -, or accountability mechanisms of other States that respect international standards (including due process) with <input type="checkbox"/> without <input type="checkbox"/> personally identifiable data. <b>Agree</b></p> <p><b><u>Additional Details on Consent:</u></b></p> <p>Please indicate if consent to provide this information to the CoI has been received from the alleged victims (any consent given must be provided by the victim or by relatives or legal representatives on their behalf, or by a parent/legal guardian in case of a child) Yes <input type="checkbox"/> No <input type="checkbox"/>; consent provided by: _____</p> <p>If necessary, please explain:</p>
<p><b>Description of any broader issues not related to specific violations (2000-word limit)</b></p>	<p>Description should be succinct, highlighting issues of relevance to the mandate of the COI, and include concrete examples whenever possible.</p> <p>Please also include information on the impact of these violations, as well as age and gender-sensitive considerations (e.g. how these violations affected women and men, girls and boys differently) as relevant.</p>
<p><b>Any other human rights NGOs to whom you reported the incident</b></p>	<p>If appropriate, please provide name and contact information of any other person or organization to whom the incident was reported.</p>
<p><b>Additional materials (documents, images, videos, etc) relevant to</b></p>	<p>Please indicate, if you are aware of, or in possession of, any additional materials from other sources (including the media and NGOs) in which the above incident(s)/allegations are cited, that are deemed</p>

<p><b>the incident(s)/allegation(s)</b></p>	<p>relevant/useful. The COI may follow-up at a later date in order to receive the material(s) indicated.</p> <p>Date of publication: <b>Published: May 2019</b></p> <p>Title: <b>The use of weaponized kites and balloons in the Israeli – Palestinian conflict</b></p> <p>Source (author/organisation): <b>Security and Defence Quarterly 2019;27(5):71–83</b></p> <p>Web link;</p> <p><a href="https://securityanddefence.pl/The-use-of-weaponized-kites-and-balloons-in-the-Israeli-Palestinian-conflict,108677,0,2.html">https://securityanddefence.pl/The-use-of-weaponized-kites-and-balloons-in-the-Israeli-Palestinian-conflict,108677,0,2.html</a></p> <p>Type of material: <b>1 Documents</b> <input type="checkbox"/> (total doc); <b>Image</b> <input type="checkbox"/> (total images); <b>Video</b> <input type="checkbox"/> (total videos); Other (please specify)</p>