



**150 years of humanitarian action**  
**Council of Delegates of the International  
Red Cross and Red Crescent Movement**  
Sydney, Australia, November 2013



**EN**

CD/13/R5  
Original: English  
Adopted

**COUNCIL OF DELEGATES**  
**OF THE INTERNATIONAL RED CROSS  
AND RED CRESCENT MOVEMENT**

Sydney, Australia  
17-18 November 2013

**Implementation of the Memorandum of Understanding and Agreement on Operational  
Arrangements, dated 28 November 2005, between the Palestine Red Crescent Society  
and Magen David Adom in Israel**

**Resolution**

## RESOLUTION

### **Implementation of the Memorandum of Understanding and Agreement on Operational Arrangements, dated 28 November 2005, between the Palestine Red Crescent Society and Magen David Adom in Israel**

The Council of Delegates,

*recalling* the Memorandum of Understanding (MoU) signed by the Palestine Red Crescent Society (PRCS) and Magen David Adom in Israel (MDA) on 28 November 2005, in particular the following provisions:

- 1. MDA and PRCS will operate in conformity with the legal framework applicable to the Palestinian territory occupied by Israel in 1967, including the Fourth Geneva Convention of 1949 on the protection of Civilians in Time of War.*
- 2. MDA and PRCS recognize that PRCS is the authorized National Society in the Palestinian territory and that this territory is within the geographical scope of the operational activities and the competences of PRCS. MDA and PRCS will respect each other's jurisdiction and will operate in accordance with the Statutes and Rules of the Movement.*
- 3. After the Third Additional Protocol is adopted and by the time MDA is admitted by the General Assembly of the International Federation of Red Cross and Red Crescent Societies:*
  - a. MDA will ensure that it has no chapters outside the internationally recognized borders of the State of Israel;*
  - b. Operational activities of one society within the jurisdiction of the other society will be conducted in accordance with the consent provision of resolution 11 of the 1921 international conference;*
- 4. MDA and PRCS will work together and separately within their jurisdictions to end any misuse of the emblem and will work with their respective authorities to ensure respect for their humanitarian mandate and for international humanitarian law.*

*[...]*

- 6. MDA and PRCS will cooperate in the implementation of this Memorandum of Understanding [...]*

*taking note* of the report issued on 28 February 2013 and of the report presented to the Council by Minister (Hon.) Pär Stenbäck, the independent monitor appointed by the International Committee of the Red Cross (ICRC) and the International Federation of Red Cross and Red Crescent Societies (International Federation), with the agreement of MDA and the PRCS, upon request of the International Conference of the Red Cross and Red Crescent, to monitor progress achieved in the implementation of the MoU and the Agreement on Operational Arrangements (AOA) of 28 November 2005 between PRCS and MDA,

*recalling* Resolution 5 adopted by the Council of Delegates on 26 November 2011 concerning the implementation of the MoU and AOA between PRCS and MDA, as endorsed in Resolution 8 of the 31st International Conference concerning the implementation of the MoU and AOA between PRCS and MDA,

*reaffirming* the importance of operating in accordance with international humanitarian law and with the Statutes, rules and Fundamental Principles of the International Red Cross and Red Crescent Movement,

*noting* that National Societies have an obligation to operate in compliance with the Constitution of the International Federation and the existing policy “on the protection of integrity of National Societies and bodies of the International Federation” adopted in November 2009,

*reaffirming* the necessity for effective and positive coordination between all components of the Movement for the full implementation of the MoU between PRCS and MDA,

1. *notes* the reported progress that has been made with respect to implementation and *commends* the efforts of both National Societies;
2. *strongly urges* MDA to comply with its obligations and promptly respond to reports of non-compliance with the geographic scope provisions of the MoU and take appropriate actions to end any violations;
3. *requests* the ICRC and the International Federation to be actively engaged in supporting the monitoring process so that full and final implementation can be confirmed as soon as possible;
4. *reaffirms* the decision of the Council of Delegates and the 31st International Conference in 2011 that the monitoring process will continue and *requests* that regular reports on the monitoring mechanism are issued as deemed necessary;
5. *urges* National Societies to respond favourably to any request for assistance and support in the monitoring process;
6. *requests* the ICRC and the International Federation to arrange for the provision of a report on implementation of the MoU to the next Council of Delegates and through it to the International Conference;
7. *warmly acknowledges* the independent monitor’s efforts, commitment and voluntary work since 2007.