

DEFINITIONS OF EXCEPTED CATEGORIES
FINAL DRAFT – NOVEMBER 30, 2006

1. Humanitarian cases

(a) Humanitarian cases are those that protect and uphold the human rights of the person, such that the denial of entry or exit would result in, or contribute to, a violation of the human rights of the person.

(b) Human rights shall be interpreted in a manner consistent with domestic human rights law, international humanitarian law, and international human rights law as embodied in, *inter alia*:

- (i) *Universal Declaration on Human Rights;*
- (ii) *International Covenant on Economic, Social and Cultural Rights;*
- (iii) *International Covenant on Civil and Political Rights;*
- (iv) *International Convention on the Elimination of All Forms of Racial Discrimination;*
- (v) *International Convention on the Protection of the Rights of All Migrant Workers and Members of their Families;*
- (vi) *Convention on the Elimination of All Forms of Discrimination against Women;* and,
- (vii) *Convention on the Rights of the Child.*

(c) Without limiting the generality of the foregoing, the rights covered by this definition shall include:

- (i) the right of the family, being the natural and fundamental group unit in society;
- (ii) the rights of the child, including the right to family reunification;
- (iii) the right to dignity;
- (iv) the right to health, including access to medical treatment;
- (v) the right to seek work, including cross-border movement rights of migrant workers;
- (vi) the right to education; and,
- (vii) the right to freedom of religion, including the right to religious worship.

2. Foreign representatives of recognised international organisations

Foreign representatives of recognised international organisations are individuals who are acting on behalf of a recognised international organisation in their professional capacity.

Recognised international organisations are organisations that are recognised or accredited as such by either party to the *Agreed Principles for Rafah Crossing*.

3. Diplomats

Diplomats are individuals with valid diplomatic credentials and identification, and their accompanying staff.

4. Foreign investors

Foreign investors are individuals designated as such by the Palestinian Authority when travelling in their professional capacity.