

Charge-Sheet and Summons

TO THE ACCUSED

Name: Mark Regev
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**You have been charged with an offence.
Read these pages to see what you must do.**

Sex
M

Date of Birth
1960

Details of the charge against you

What is the Charge?

Between 7th October 2023 and 15th April 2024, in the country of Israel and the Palestinian Territories Occupied by Israel since 1967, Mark Regev committed the offences of "Advocating Genocide" contrary to s.80.2D of the Criminal Code (Cth).

As Senior Adviser to Prime Minister Benjamin Netanyahu for foreign affairs and international communications and spokesperson for the Prime Minister, the accused advocated genocide as follows:

- i. the accused holds a position as special adviser to a member of the three person Israeli war cabinet, consisting Benjamin Netanyahu the Prime Minister, Yoav Gallant, the Minister of Defence; and former Chief of the General Staff, Benny Gantz.
- ii. The accused advocated for the following actions and supported the following statements by members of the Israeli war cabinet, which actions and statements have been found to be acts of genocide and incitement to genocide, in the UN Report - Anatomy of a Genocide Report of the Special Rapporteur on the situation of human rights in the Palestinian territories occupied since 1967, Francesca Albanese* A/HRC/55/73
- iii. on 10th October 2023 in an interview with the ABC, advocated for the imposition of a siege announced by the Israeli Defence Minister Yoav Gallant of a complete siege by the cutting of water, food, fuel, power, from the people of Gaza.
- iv. The accused has continued to remain as Special Adviser to the Prime Minister and spokesman notwithstanding the statement by the Special Rapporteur at paragraph 50

In the latest Gaza assault, direct evidence of genocidal intent is uniquely present. Vitriolic genocidal rhetoric has painted the whole population as the enemy to be eliminated and forcibly displaced. 150 High-ranking Israeli officials with command authority have issued harrowing public statements evincing genocidal intent, including as follows:"

... (b) Prime Minister Benjamin Netanyahu referred to Palestinians as "Amalek" and "monsters". The Amalek reference is to a biblical passage in which God commands Saul "Now go and smite Amalek, and utterly destroy all that they have, and spare them not; but slay both man and woman, infant and suckling, ox and sheep, camel and ass".

(c) Minister of Defense Yoav Gallant referred to Palestinians as "human animals", and announced "full offense" on Gaza, having "released all the restraints", and that "Gaza will never return to what it was"; [footnotes omitted].




The Report stated at paragraph 36:

36. Sixteen years of blockade had already transformed Gaza into an isolated, densely populated depleted and nearly "uninhabitable" enclave, when, on 9 October 2023, Israeli Defense Minister Yoav Gallant, announced a "complete siege (...) no electricity, no food, no water, no fuel".¹⁰³ Israeli Minister of Foreign Affairs Israel Katz (then Minister of Energy) went further: "Humanitarian aid to Gaza? No electrical switch will be turned on, no water hydrant will be opened." Deliberately denying essential supplies to an already besieged population was destined to cause deaths "more silent than those caused by bombs". [footnotes omitted].

- v. The accused has continued to remain as Special Adviser to the Prime Minister and spokesman to current date and has not renounced his advocacy by statement and by silence, of those acts and statements.
- vi. The Accused has repeatedly incited and encouraged genocide with genocidally inflammatory false claims including on 8th November 2023 in an interview with ABC radio claiming that Hamas had engaged in **rapes ... beheadings ... their burning of babies alive**", such claims having no evidential basis whatsoever and being made for the purpose of encouraging genocide.
- vii. The Accused has repeatedly incited violence against the health Ministry and health workers in the Gaza Strip by accusing them of being operatives of Hamas.
- viii. The Accused has repeatedly downplayed the civilian casualties, falsely claiming that those killed contain such significant proportion of combatants as to justify the killing of such vast numbers of civilians. [including his interview with BBC on 26th January 2024]
- ix. The Accused in an interview with CNN falsely denied that the Israeli Defence Forces shot civilians who were receiving food aid on 5th February 2024, in what has become known as the Flour Massacre.
- x. The Accused has falsely accused South Africa of being the legal representatives for Hamas in bringing a genocide case against Israel in the International Court of Justice.
- xi. The Accused has falsely claimed that Israel is trying to bring aid into Gaza in circumstances where it has failed to take adequate steps to do so.
- xii. The Accused has provided intellectual cover for the Israeli war cabinet's actions inflicted with intent to empty the Gaza Strip of its Palestinian population.
- xiii. The accused conduct was committed knowingly as part of a genocidal attack directed against a protected group contrary to the Genocide convention.

PARTICULARS:

- (a) The Palestinians of the Gaza Strip are a civilian population lawfully residing in the Palestinian Territories Occupied by Israel since 1967.
- (b) Since 7th October 2023 the Israeli Defence Force has imposed a genocidal siege of the people of Gaza and conducted genocidal attacks against the civilian population of Gaza, resulting in the deaths by 25th March 2024 of at least 30,000 Palestinians, including more than 13,000 children, and many

	<p>thousands more remain unaccounted for and are presumed killed under the rubble.</p> <p>(c) The accused is criminally responsible because as special adviser to the Prime Minister and spokesman for the Prime Minister, has a special responsibility in encouraging, justifying, providing intellectual cover and propaganda for the ongoing genocidal actions ordered by the Prime Minister and Defence Minister and conducted by the Israeli armed forces under the direction of the Chief of Staff, and their genocidal incitement.</p> <p>(d) The siege and military assault which the Accused has provided intellectual cover for and hence in part caused, has killed civilians, caused serious bodily and mental harm to civilians, deliberately inflicted conditions of life calculated to bring about the physical destruction of the group in whole or in part, imposed conditions of life intended to prevent births now and in the future, and caused the transfer of children through their arrest and detention in Israeli administrative detention.</p> <p>(e) The Accused is an Australian born person.</p> <p>(f) The Accused is an Australian citizen.</p>			
Under What Law?	Commonwealth	Act or Regulation No. <i>Schedule to the Criminal Code Act 1995 (Cth) (the Criminal Code)</i>	Section or Clause (Full Ref.)	s.80.2D Crimina l Code (Cth)
Type of Offence	Encouraging Genocide			
Are there more Charges?	No			
Informant	Daniel Taylor			
Agency and Address	PO Box 3140, Mt Druitt Village New South Wales 2770			
	Phone: 0431 069 444		Facsimile:	
			Email: d_taylor@y7mail.com	
Signature of Informant			Date: 15.04.2024	
Signature of Registrar of Melbourne Magistrates' Court	 Matthew Dalton Senior Registrar Magistrates' Court of Victoria		Date: 14/8/2024	
Where will the case be heard				
Where you must go	Melbourne Magistrates Court			
Address	233 William Street, Melbourne Vic 3000		Phone:	
When	Time 9.20am	Day 9th	Month October	Year 2024
Details about this Summons				
Issued at	MELBOURNE			Date: 14/8/2024
Issued by (signature)	 Matthew Dalton Senior Registrar Magistrates' Court of Victoria			Registrar
Charge filed at	MAGISTRATES' COURT OF VICTORIA at MELBOURNE 233 William Street MELBOURNE VIC 3000			Date: 14/8/2024

