

Decree of

, imposing temporary economic restrictions to prevent the maintenance of unlawful settlements in the Israeli-occupied territories (Temporary Sanctions Decree on Unlawful Settlements in the Israeli-Occupied Territories)

[ChainID WGK028298]

On the proposal of Our Minister for Foreign Affairs of 22 May 2026, No BZ2628069, made in agreement with Our Minister for Foreign Trade and Development Cooperation;

Having regard to the Opinion of the International Court of Justice of 19 July 2024, United Nations General Assembly resolutions ES-10/24 and A-79/90, United Nations Security Council resolutions 465 (1980) and 497 (1981), and Article 2(1) of the 1977 Sanctions Act;

Having regard to the supplementary report from Our Minister for Foreign Affairs, drawn up in consultation with Our Minister for Foreign Trade and Development Cooperation dated [date], ref. no. [reference number];

Have approved and hereby decree the following:

Chapter 1. General provisions

Article 1 Definitions

In this Decree, the following definitions apply:

- *EU-Israel Association Agreement*: the Agreement establishing an association between the European Communities and their Member States, of the one part, and the State of Israel, of the other part, concluded on 20 November 1995 (Trb. [OJ] 1996, 92);
- *bringing into the territory of the Netherlands*: any act aimed at bringing goods into the territory of the Netherlands;
- *Union Customs Code*: Regulation (EU) No 952/2013 of the European Parliament and of the Council of the European Union of 9 October 2013 laying down the Union Customs Code (OJEU 2013, L 269);
- *EU postcode list*: the latest list drawn up by the European Commission of places and their postcodes from which goods are not

eligible for preferential treatment under the EU-Israel Association Agreement, as referred to in the notice to importers – Imports from Israel into the EU (OJEU 2012/C 232/03);

- *goods*: items as meant in Article 2 of Book 3 of the Dutch Civil Code;
- *goods originating from an unlawful settlement in the Israeli-occupied territories*: goods as referred to in Article 2;
- *placing on the market*: offering goods for sale on the market for the first time;
- *unlawful settlement in the Israeli-occupied territories*: an unlawful settlement in the territories occupied by Israel as referred to in Article 2;
- *making available on the market*: any supply of a good for distribution, consumption or use on the market in the course of a commercial activity, whether in return for payment or free of charge, including those activities in the context of distance selling;
- *intermediary services*: the negotiation or arrangement of transactions with a view to the import, purchase or sale of goods originating from an unlawful settlement in the Israeli-occupied territories, even where such transactions are intended to ensure that these goods are imported, purchased or sold in another Member State of the European Union rather than in the Netherlands;
- Law: Sanctions Act 1977.

Article 2 Scope of the penalty decision

This Decree applies to goods wholly or partly obtained from or produced in an unlawful settlement in the Israeli-occupied territories, listed in the EU postcode list, with the exception of goods eligible for preferential treatment in accordance with Article 64 of the Union Customs Code.

Chapter 2. Trade bans

Article 3 Import ban

1. It shall be prohibited to bring goods originating from the unlawful settlements in the Israeli-occupied territories into Dutch territory.

2. Any natural or legal person who imports goods of origin, as referred to in Article 60 of the Union Customs Code, from Israel into the territory of the Netherlands for the purpose of placing them on the market or making them available on the market, shall provide officials designated by Our Minister, as referred to in Article 10(1) of the Act, with a declaration that the goods do not originate from an unlawful settlement in the Israeli-occupied territories.

Article 4 Purchase ban

It shall be prohibited to purchase, directly or indirectly, any goods originating in the unlawful settlements located in the Israeli-occupied territories.

Article 5 Sales ban

It shall be prohibited to place on the market or make available on the market, directly or indirectly, any goods originating from the unlawful settlements located in the Israeli-occupied territories.

Article 6 Prohibition on the provision of intermediary services

It shall be prohibited to provide, directly or indirectly, intermediary services related to goods originating from the unlawful settlements located in the Israeli-occupied territories.

Article 7 Prohibition of circumvention

It shall be prohibited to engage in any activity the object or effect of which is to circumvent the prohibitions in this Chapter.

Chapter 3. Supplementary provision

Article 8 Priority rule

The articles in Chapter 2 are overriding mandatory provisions within the meaning of Article 9 of Regulation (EC) No 593/2008 of the European Parliament and of the Council of 17 June 2008 on the law applicable to contractual obligations (OJEU 2008, L 177).

Chapter 4. Final provisions

Article 9 Entry into force

This Decree shall enter into force at the start of the first day of the second calendar month following the date of publication in the Official Gazette in which it is published.

Article 10 Citation title

This Decree shall be cited as: Temporary Sanctions Decree on Illegal Settlements in the Israeli-Occupied Territories.

I hereby order this Decree and the associated explanatory notes to be published in the Official Gazette.

Issued by

The Minister for Foreign Affairs,