

## Publications & Work in progress

### Articles

1. Aeyal M. Gross, Rights and Normalization: [A Critical Study of European Human Rights Case Law on the Choice and Change of Names](#), 9 Harvard Human Rights Journal 269-284 (1996).
2. Aeyal M. Gross, [Reinforcing the New Democracies: The European Convention on Human Rights and the Former Communist Countries - A Study of the Case Law](#) 7 European Journal of International Law 89-102 (1996).
3. Aeyal M. Gross, [Property as a Constitutional Right and Basic Law: Human Dignity and Liberty](#), 21 Tel-Aviv University Law Review 405-447 (1998) [Hebrew]. Also published in: Land Law in Israel: Between Private and Public, (Hanoach Dagan, ed., Ramot 1999).
4. Aeyal M. Gross, [The Politics of Rights in Israeli Constitutional Law](#), 3 Israel Studies 80-118 (1998).
5. Aeyal M. Gross, [The Israeli Supreme Court For the First time Cancels a Law - on the Bergman Case](#), The Court - Fifty Years of Adjudication in Israel 92-93 (David Heshin et al eds., Ministry of Defense Press 1999) [Hebrew].
6. Aeyal M. Gross, Human Rights in the Supreme Court, First Judgements 123-128 (Daphne Barak-Erez ed., Hakibutz Hamueachd 1999) [Hebrew].
7. Aeyal M. Gross, Kristen Walker & Yishai Blank, [Liberalizing Markets and Sexuality](#), American Society of International Law, Proceedings of the 93rd Annual Meeting 222-224 (1999).
8. Aeyal M. Gross, [How Did "Free Competition" Become a Constitutional Right? - Changes in the Meaning of the Right to Freedom of Occupation](#), 23 Tel-Aviv University Law Review 229-261 (2000) [Hebrew].
9. Aeyal M. Gross, [Democracy, Ethnicity and Constitutionalism in Israel: Between the "Jewish State" and the "Democratic State"](#), 2 Israeli Sociology 647-673 (2000) [Hebrew].
10. Aeyal M. Gross, The Israeli Constitution: A Tool for Distributive Justice, or A Tool Which Prevents It?, Distributive Justice in Israel 79-96 (Menachem Mautner ed., Ramot 2000) [Hebrew].
11. Aeyal M. Gross, [Sexuality, Masculinity, Military, and Citizenship: The Service of Gays and Lesbians in the Israeli Army in Comparative Perspective](#), 9 Plilim 95-183

(2000) [Hebrew]. Also published in: *Army, Society, and Law* (Daphne Barak-Erez ed., Ramot 2002).

12. Aeyal M. Gross, Globalization, [Human Rights, and American Public Law Scholarship - A Comment on Robert Post](#), 2 *Theoretical Inquires in Law* 337-348 (2001).

13. Aeyal M. Gross, [Challenges to Compulsory Heterosexuality: Recognition and Non-Recognition of Same-Sex Couples in Israeli Law](#), *Legal Recognition of Same-Sex Partnerships: A Study of National, European and International Law* 391-414 (Robert Wintemute & Mads Andenas eds., Hart Publishing 2001).

14. Aeyal M. Gross, [Danilowitz, Steiner, and Queer Theory](#), 1 *Mishpat Nosaf* 47-54 (2001) [Hebrew].

15. Aeyal M. Gross, *Between the Homosocial and the Homoerotic: Gays/Military in Comparative and International Law - A Summary*, *Hague Yearbook of International Law* 2000, 86-91 (2001).

16. Aeyal M. Gross, [Queer Globalization and Human Rights](#), 23 *Theory and Criticism* 227-236 (2003) [Hebrew].

17. Aeyal M. Gross & Amalia Ziv, [Between Theory and Politics: Gay and Lesbian Studies and Queer Theory](#), *Beyond Sexuality* 9-44 (Yair Kedar, Amalia Ziv & Oren Kenner eds., Hakibutz Hameuchad 2003) [Hebrew].

18. Aeyal M. Gross, [The Constitution in Reconciliation and Transitional Justice: Lessons from South-Africa and Israel](#), 40 *Stanford Journal of International Law* 47-104 (2004).

19. Aeyal M. Gross, [The Dilemma of Constitutional Property in Ethnic Land Regimes](#), 121 *South African Law Journal* 448-465 (2004).

20. Aeyal M. Gross, [Health in Israel: Between A Right and A Commodity, Social and Economic Rights in Israel](#), 437-531 (Yuval Shany & Yoram Rabin eds., Ramot 2004) [Hebrew].

21. Orna Ben-Naftali, Aeyal M. Gross & Keren Michaeli, [Illegal Occupation: Framing the Occupied Palestinian Territories](#), 23 *Berkeley Journal of International Law* 551-614 (2005).

Revised and updated version published as: *Illegality of the Occupation Regime: The Fabric of Law in the Occupied Palestinian Territory, Anatomy of Israeli Rule in the*

Occupied Palestinian Territories (Adi Ophir, Michal Givoni & Sari Hanafi eds., Zone Books 2009).

21.2. Orna Ben-Naftali, Aeyal M. Gross & Keren Michaeli, [Occupation, Annexation, Discrimination: On the Legal Structure of the Occupation Regime](#), 31 Theory and Criticism 15-43 (2007) [Hebrew].

22. Aeyal M. Gross, [Impersonation as Another Person: Imitation and Gender Insubordination in the Trial of Hen Alkobi](#), Trials of Love 365-412 (Orna Ben-Naftali & Hannah Nave eds., Ramot 2005) [Hebrew].

23. Aeyal M. Gross, [The Construction of a Wall Between The Hague and Jerusalem: The Enforcement and Limits of Humanitarian Law and the Structure of Occupation](#), 26 Leiden Journal of International Law 393-440 (2006).

24. Aeyal M. Gross, [In Love with the Enemy: Justice, Truth, Integrity and Common Sense Between Israel and Utopia in the Citizenship Law Case](#), 23 Hamishpat 79-85 (2007) [Hebrew].

25. Aeyal M. Gross, [Human Proportions: Are Human Rights the Emperor's New Clothes of the International Law of Occupation](#), 18 European Journal of International Law 1-35 (2007).

26. Aeyal M. Gross, [The Paradox of "Constitution by Agreement": An Examination Through the Questions of Equality, Social Rights, and Sexual Orientation](#), 49(2) Hapraklit Law Review 333-343 (2007) [Hebrew].

27. Aeyal M. Gross, [The Right to Health in an Era of Globalization and Privatization: National and International Perspectives](#), Exploring Social Rights 289-339 (Daphne Barak-Erez & Aeyal Gross eds., Hart publishing 2007).

28. Aeyal M. Gross & Daphne Barak-Erez, [Social Citizenship: The Neglected Aspect of Israeli Constitutional Law](#), Exploring Social Rights 243-261 (Daphne Barak-Erez & Aeyal Gross eds., Hart publishing 2007).

29. Aeyal M. Gross and Daphne Barak-Erez, [Do We Need Social Rights: Questions in the Era of Globalization, Privatization, and the Diminished Welfare State](#), Exploring Social Rights 1-17 (Daphne Barak-Erez & Aeyal Gross eds., Hart publishing 2007).

30. Aeyal Gross & Orna Ben-Naftali, [The Second Intifada](#), Crimes of War 2.0 (Roy Gutman, David Rieff & Anthony Dworkin eds., Expanded Second Edition 2007).

31. Aeyal M. Gross, [Queer Theory and International Human Rights Law: Does Each Person Have a Sexual Orientation](#), American Society of International Law, Proceedings of the 101st Annual Meeting 129-132 (2007).
32. Aeyal M. Gross, [Sex, Love, and Marriage: Questioning Gender and Sexuality Rights](#) in International Law, 21 Leiden Journal of International Law 235-253 (2008).
33. Aeyal M. Gross & Daphne Barak-Erez, [Social Rights in Israel and the Struggle for Social Rights: Beyond the Right to Human Dignity](#), Dalia Dorner Book 189-217 (Shulamit Almog & Yoad Nevo eds., 2008) [Hebrew].
34. Aeyal M. Gross, [After the Falls: International Law between Postmodernity and Anti-Modernity](#), Regards D'Une Generation Sur Le Droit International 183-208 (Helene Ruiz-Fabri, Emmanuelle Jouannet & Jean-Marc Sorel eds., Paris: Pedone 2008).
35. Aeyal M. Gross, [Gender Outlaws Before the Law: The Courts of the Borderlands](#), 32 Harvard Journal of Law & Gender 165-231 (2009).
36. Amalia Ziv & Aeyal M. Gross, [Eve Kosofsky Sedgwick's Art of Queer Reading](#), 37 Theory and Criticism 275-283 (2010) [Hebrew].
37. Orna Ben-Naftali, Aeyal M. Gross & Keren Michaeli, [A Response to the Review of The Palestine Question in International Law by Robbie Sabel](#), 43 Israel Law Review 252-255 (2010).
38. Aeyal Gross, [The Politics of LGBT Rights: Between \(Homo\) Normativity and \(Homo\) Nationalism and Queer Politics](#), 5 Ma'Asei Mishpat 101-141 (2013) [Hebrew].
39. Aeyal Gross, [Is There a Human Right to Private Health Care?](#), 41 The Journal of Law, Medicine & Ethics 138-146 (2013).
40. Aeyal Gross & Yehuda Goor, ["These Life of After Midnight" - Comments on Criminal File 1381/13 The State of Israel v. Over the Rainbow](#), 10 Hamishpat Online - Insights Into Recent Judgments 4-13 (2013) [Hebrew].
41. Aeyal Gross, [The Burden of Conjuality](#), Diversity and European Human Rights 265-292 (Eva Brems ed., Cambridge University Press 2013).
42. Aeyal Gross, [In Search of the Right to Health in Israeli Constitutional Law, Israeli Constitutional Law in the Making](#), 311-331 (Gideon Sapir, Daphne Barak-Erez & Aharon Barak eds., Hart Publishing 2013).
43. Aeyal Gross, [Post/Colonial Queer Globalization and Human Rights: Images of LGBT Rights](#), 4(2) Jindal Global Law Review 98-130 (Special Double Issue) (2013).

44. Aeyal Gross, *Global Values and Local Realities: The Case of Israeli Constitutional Law, An Inquiry Into the Existence of Global Values- Through The Lens of Comparative Constitutional Law* (Dennis Davis, Alan Richter & Cheryl Saunders eds., Hart Publishing) [Forthcoming 2014].

45. Aeyal Gross, *The Right to Health in Israel Between Solidarity and Neo-liberalism, The Right To Health At The Public/Private Divide: A Global Comparative Study* (Colleen Flood & Aeyal Gross eds., Cambridge University Press) [Forthcoming 2014].

### **Edited Volume**

Daphne Barak-Erez & Aeyal Gross eds., [Exploring Social Rights](#) (Hart Publishing, 2007)

Colleen Flood & Aeyal Gross eds., *The Right To Health At The Public/Private Divide: A Global Comparative Study* (Cambridge University Press) [Forthcoming 2014].

### **Book Reviews**

1. Aeyal M. Gross, [David Jonathan and other Soldiers: On Identity, Masculinity and Sexuality in Combat Units in the Israeli Army](#) by Danny Kaplan, 2 *Israeli Sociology* 382-387 (1999) [Hebrew].

2. Aeyal M. Gross, [The Newspaper and the Closet: Israeli Gay Men's Communication Patterns](#) by Amit Kama, 43 *Megamot* 599-605 (2004) [Hebrew].

3. Aeyal M. Gross, [Communities and Law: Politics and Culture of Legal Identities](#) by Gad Barzilai, 7 *Israeli Sociology* 469-472 (2005) [Hebrew].

4. Aeyal M. Gross, [Beyond Flesh by Yosef Raz and Brothers and Others in Arms](#) by Danny Kaplan, 21 *Israel Studies Forum* 122-125 (2006).

5. Aeyal M. Gross, *A Decade to the National Health Insurance Law, 1995-2005* edited by Gabi Ben-Nun & Gur Ofer, 146 *Harefua* 396-397 (2007) [Hebrew].

6. Aeyal M. Gross, [Love Sanctified By Blood](#), 16(4) *GLQ: A Journal of Lesbian and Gay Studies* 660-663 (2010).