

Publications & Work in progress

Books

1. Aeyal M. Gross, [The Writing on the Wall: Rethinking the International Law of Occupation](#) (Cambridge University Press, 2017, 447 pp).

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*, (Hanoch 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 versions published as: Orna Ben-Naftali, Aeyal Gross and Keren Michaeli, "The Illegality of the Occupation Regime: The Fabric of Law in the Occupied Palestinian Territory", in *The Power of Inclusive Exclusion*, 31-88 (Adi Ophir, Michal Givoni and Sari Hanafi eds., Zone books, 2009). Hebrew version appeared in *31 Theory and Criticism*, 15-43 (2007).

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 Gross, *Social Rights* [Hebrew], IN/EQUALITY 165-172 (Nitza Berkovich and Uri Ram, eds., Ben-Gurion University Press, 2006).

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28. 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).

29. 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).

30. 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).

31. Aeyal Gross & Orna Ben-Naftali, [The Second Intifada](#), Crimes of War 2.0 (Roy Gutman, David Rieff & Anthony Dworkin eds., Expanded Second Edition 2007).
32. 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).
33. Aeyal M. Gross, [Sex, Love, and Marriage: Questioning Gender and Sexuality Rights](#) in International Law, 21 Leiden Journal of International Law 235-253 (2008).
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39. Aeyal Gross, [The Politics of LGBT Rights: Between \(Homo\) Normativity and \(Homo\) Nationalism and Queer Politics](#), 5 Ma'Asei Mishpat 101-141 (2013) [Hebrew].
40. Aeyal Gross, [Is There a Human Right to Private Health Care?](#), 41 The Journal of Law, Medicine & Ethics 138-146 (2013).
41. 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].
42. Aeyal Gross, [The Burden of Conjuality](#), Diversity and European Human Rights 265-292 (Eva Brems ed., Cambridge University Press 2013).
43. 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).

44. 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). Reprinted in *New Intimacies, Old Desires : Law, Culture and Queer Politics in Neoliberal Times*, 119-161 (Edited by Oishik Sircar and Dipika Jain, Zubban, 2017).
45. Aeyal Gross, **Global Values and Local Realities: The Case of Israeli Constitutional Law**, in *an Inquiry into the Existence of Global Values - Through the Lens of Comparative Constitutional Law*, 267-301 (Dennis Davis, Alan Richter & Cheryl Saunders eds., Hart, 2015).
46. Aeyal Gross, *The Right to Health in Israel Between Solidarity and Neo-liberalism*, in *The Right to Health at The Public/Private Divide: A Global Comparative Study* (Colleen Flood & Aeyal Gross eds., Cambridge University Press, 2014).
47. Colleen Flood & Aeyal Gross, *Marrying Human Rights and Health Care Systems: Context for a Power to Improve Access and Equality*, in *The Right to Health at The Public/Private Divide: A Global Comparative Study* 1-16 (Colleen Flood & Aeyal Gross, eds., Cambridge University Press, 2014).
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49. Aeyal Gross, **Performance and Crossing Gender and Nationality Borders in the Case-Law on Rape by Deception** [Hebrew] 42 *THEORY AND CRITICISM* 99-123 (2014).
50. Colleen Flood & Aeyal Gross, **Litigating the Right to Health: What Can We Learn from a Comparative Law and Health Care Systems Approach** 16 *HEALTH AND HUMAN RIGHTS* [Harvard] 62-72 (2014).
51. Aeyal Gross, **The politics of LGBT Rights in Israel and Beyond: Nationality, Normativity and Queer Politics** 46 *COLUMBIA HUMAN RIGHTS LAW REVIEW* 81-152 (2015).
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53. Aeyal Gross & Shani Shisha, **Bodas de Sangre – On Family, Privacy and The Right to Demonstrate** [Hebrew], 39 *HAMISHPAT ONLINE – INSIGHTS INTO RECENT JUDGMENTS* 4-54 (2015).
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57. Aeyal Gross, **Heteronormativity is a health issue: The Right to Health of LGBT People** [Hebrew], *In LGBT Rights in Israel: Law, Sexual Orientation And Gender Identity* 611-629 (Alon Harel et al eds., Nevo, 2016).
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59. Aeyal Gross, *Homoglobalism: The Emergence of Global Gay Governance, In Queering International Law* (Dianne Otto, ed., Routledge, 2017).
60. Aeyal Gross & Helly Buzhis-Sasson, **From the Cottage Protests to the Food Law – Food Security and the Right to Food in Israel** [Hebrew], *In Studies In Food Law* 35-93 (Aeyal Gross & Yofi Tirosh eds., Tel Aviv University Faculty of Law 2017).

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, 2014).

Aeyal Gross, Amalia Ziv and Raz Yosef (eds.) **Another Sex – Anthology of Israeli LGBT and Queer Studies** (Hebrew, Resling, 2016, 663 pp) [Hebrew].

Aeyal Gross & Yofi Tirosh, eds) **Studies in Food Law** (Tel Aviv University Faculty of Law 2017, 712 pp) [Hebrew].

Book Reviews

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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).
7. Aeyal Gross, Review of Sarah Schulmann, **Israel, Palestine and The Queer International** HAMERCHAV HAZIBURI 9 (2014) 173-178 [Hebrew].
8. Review of Andrea Carcano, **The Transformation of Occupied Territory in International Law**, HUMAN RIGHTS LAW REVIEW (2017).