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ZYUW RUCNDA2059 1340133

0133Z MAY 94  
MISSION USUN NEW YORK  
SECSTATE WASHDC IMMEDIATE 6462  
INFO USMISSION GENEVA IMMEDIATE 5045 AMEMBASSY NAIROBI PRIORITY 0538  
AMEMBASSY DAR ES SALAAM PRIORITY 0415  
WHITEHOUSE WASHDC PRIORITY UN SECURITY COUNCIL COLLECTIVE  
AMEMBASSY ACCRA 0216 AMEMBASSY KINSHASA 0238  
AMEMBASSY ADDIS ABABA 0976 AMEMBASSY ROME 1644  
JOINT STAFF WASHDC AMEMBASSY KAMPALA 0436  
SECDEF WASHDC AMEMBASSY BUJUMBURA 0237  
AMEMBASSY BRUSSELS 1194 USCINCEUR VAHINGEN GE

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WHITEHOUSE PASS TO NSC FOR RICE AND DESHAZER;  
JOINT STAFF FOR CHAIRMAN, DIR JS, J3;  
SECDEF FOR OSD/ISA

E.O.12356: DECL:OADR  
TAGS: MARR, PREF, PREL, PHUM, MOPS, PGOV, RW, UNSC  
SUBJECT: RWANDA: MAY 13 SECURITY COUNCIL INFORMALS

REF: (A) USUN 2035, (B) USUN 2037  
1. CONFIDENTIAL -- ENTIRE TEXT

2. THE SECURITY COUNCIL IN INFORMAL CONSULTATIONS MAY 13 AGREED ON REF TO A TEXT ON A RESOLUTION WHICH WOULD GIVE UNAMIR A HUMANITARIAN AND PROTECTIVE MANDATE AND EXPAND ITS AUTHORIZED FORCE TO 5,500 PERSONS. THIS WAS THE RESULT OF TWO EXTENDED SESSIONS BY A COUNCIL WORKING GROUP FOLLOWED BY DELIBERATIONS OF THE FULL COUNCIL.

3. MOST OF THE DISCUSSION CENTERED ON OPERATIVE PARAS TWO AND THREE. IN OPERATIVE PARA TWO, THE COUNCIL ATTEMPTED TO STRIKE A BALANCE BETWEEN PROTECTION OF REFUGEES AND OTHERS IN SECURE AREAS AND SECURITY FOR THE PEOPLE AT RISK THROUGHOUT RWANDA. IN OPERATIVE THREE, THE COUNCIL TRIED TO GIVE A CLEAR INDICATION THAT UNAMIR WOULD TAKE ROBUST ACTION TO CARRY OUT ITS PROTECTIVE MANDATE, WHILE AT THE SAME TIME NOT CALLING INTO QUESTION THE RIGHT TO SELF-DEFENSE IN OTHER CHAPTER VI OPERATIONS. THE TEXT FOLLOWS BELOW IN PARA 6.

4. COUNCIL PRESIDENT GAMBARI (NIGERIA) INDICATED THAT HE WANTED TO PUT THE RESOLUTION "IN BLUE" THAT EVENING AND PROCEED TO A VOTE ON MONDAY, MAY 16. (THE US DELEGATION HAD EARLIER INFORMED GAMBARI THAT WE WOULD NOT BE IN A POSITION TO VOTE ON THIS RESOLUTION MAY 13.) AMBASSADOR INDERFURTH CAUTIONED THAT WE STILL HAD MANY QUESTIONS REGARDING THE REPORT OF THE SECRETARY-GENERAL WHICH HAD JUST BEEN RELEASED THAT AFTERNOON, IN PARTICULAR REGARDING THE CONCEPT OF OPERATIONS. WE HAD MADE GOOD PROGRESS IN PRODUCING THE TEXT OF A RESOLUTION WHICH COULD SERVE AS A FRAMEWORK. HOWEVER, THIS IN MANY RESPECTS WAS THE EASY PART OF THE JOB. WE HAD SERIOUS CONCERNS TO DISCUSS WITH THE SECRETARIAT AND WOULD NEED TO REACH AGREEMENT ON A FIRM CONCEPT OF OPERATIONS BEFORE VOTING.

JOINT STAFF V1  
ACTION (U,8)  
INFO SJS-N(1) CMAS(1) NMCC:CWO(1) NIDS(1) J4(5)  
J5(1) QUAL CONTROL(1) J5:NUC-J(1) J5:AFRICA-J(1)  
J5:WTCNP-J(1)  
+NACEMEAF

SECDEF V2  
ACTION (U,P,6,8)  
INFO SECDEF-W(1) SECDEF-C(1) USDAT:IP(2)  
ATSD:PA(1) USDP:AP(2) USDP:AFR(1) USDP:DSAA(1)  
USDP:PK/PE(1) USDP:FMA(1) USDP:NSS(1) USDP:NAC(1)  
USDP:PPEAP(1) USDP:NIB(1) USDP:EP(1) USDP:FCMA(1)  
USDP:CP(1) USDP:AFR POL(1) USDP:ISA(1)  
+USDP:DTSA  
+SAFE

5. GAMBARI INDICATED THAT HE INTENDED TO GO AHEAD AND PUT THE RESOLUTION IN BLUE, BUT THAT IT WAS OPEN TO FURTHER DISCUSSION AND CHANGE. HE SAID HE INTENDED TO SCHEDULE FURTHER CONSULTATIONS ON MONDAY AFTERNOON, WITH THE HOPE OF VOTING ON THE RESOLUTION THAT EVENING.

6. BEGIN TEXT:  
THE SECURITY COUNCIL,

REAFFIRMING ALL ITS PREVIOUS RESOLUTIONS ON THE SITUATION IN RWANDA, IN PARTICULAR ITS RESOLUTION 872 (1993) OF 5 OCTOBER 1993 BY WHICH IT ESTABLISHED THE UNITED NATIONS ASSISTANCE MISSION FOR RWANDA (UNAMIR), ITS RESOLUTION 909 (1994) OF 5 APRIL 1994 WHICH EXTENDED THE MANDATE OF UNAMIR UNTIL 29 JULY 1994, AND ITS RESOLUTION 912 (1994) OF 21 APRIL 1994 BY WHICH IT ADJUSTED THE MANDATE OF UNAMIR,

RECALLING THE STATEMENTS MADE BY THE PRESIDENT OF THE COUNCIL ON ITS BEHALF ON 7 APRIL 1994 (S/PRST/1994/16) AND 30 APRIL 1994 (S/PRST/1994/21),

HAVING CONSIDERED THE REPORT OF THE SECRETARY-GENERAL DATED 13 MAY 1994 (S/1994/...),

REAFFIRMING ITS RESOLUTION 868 (1993) OF 29 SEPTEMBER 1993 ON THE SECURITY OF UNITED NATIONS OPERATIONS,

STRONGLY CONDEMNING THE ONGOING VIOLENCE IN RWANDA AND PARTICULARLY CONDEMNING THE VERY NUMEROUS KILLINGS OF CIVILIANS WHICH HAVE TAKEN PLACE IN RWANDA AND THE IMPUNITY WITH WHICH ARMED INDIVIDUALS HAVE BEEN ABLE TO OPERATE AND CONTINUE OPERATING THEREIN,

STRESSING THE IMPORTANCE OF THE ARUSHA PEACE AGREEMENT TO THE PEACEFUL RESOLUTION OF THE CONFLICT IN RWANDA AND THE NECESSITY FOR ALL PARTIES TO RECOMMIT THEMSELVES TO BT

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ITS FULL IMPLEMENTATION,

COMMENDING THE EFFORTS OF THE ORGANIZATION OF AFRICAN UNITY (OAU) AND ITS ORGANS IN PROVIDING DIPLOMATIC, POLITICAL, AND HUMANITARIAN SUPPORT FOR THE IMPLEMENTATION OF THE RELEVANT RESOLUTIONS OF THE COUNCIL, AS WELL AS THOSE OF THE TANZANIAN FACILITATOR,

DEEPLY CONCERNED THAT THE SITUATION IN RWANDA, WHICH HAS RESULTED IN THE DEATH OF TENS OF THOUSANDS OF INNOCENT CIVILIANS, INCLUDING WOMEN AND CHILDREN, THE INTERNAL DISPLACEMENT OF A SIGNIFICANT PERCENTAGE OF THE RWANDAN POPULATION, AND THE MASSIVE EXODUS OF REFUGEES TO NEIGHBOURING COUNTRIES, CONSTITUTES A HUMANITARIAN CRISIS OF ENORMOUS PROPORTIONS,

EXPRESSING ONCE AGAIN ITS ALARM AT CONTINUING REPORTS OF SYSTEMATIC, WIDESPREAD AND FLAGRANT VIOLATIONS OF INTERNATIONAL HUMANITARIAN LAW IN RWANDA, AS WELL AS OTHER VIOLATIONS OF THE RIGHTS TO LIFE AND PROPERTY,

RECALLING IN THIS CONTEXT THAT THE KILLING OF MEMBERS OF AN ETHNIC GROUP WITH THE INTENTION OF DESTROYING SUCH A GROUP IN WHOLE OR IN PART CONSTITUTES A CRIME PUNISHABLE UNDER INTERNATIONAL LAW.

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MAB  
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Date 1/24/02 Exemption

ING ALL PARTIES TO CEASE FORTHWITH ANY, INCITEMENT,  
SPECIALLY THROUGH THE MASS MEDIA, TO VIOENCE OR ETHNIC  
ED.

FORCE LEVEL AND ITS SUPPORT IN THE FIELD;

-- 8. STRONGLY URGES ALL PARTIES IN RWANDA TO COOPERATE  
FULLY WITH UNAMIR IN THE IMPLEMENTATION OF ITS MANDATE  
AND IN PARTICULAR IN ENSURING THE UNIMPEDED DELIVERY OF  
HUMANITARIAN ASSISTANCE;

-- 9. COMMENDS THE EFFORTS OF STATES, UNITED NATIONS  
AGENCIES AND NON-GOVERNMENTAL ORGANIZATIONS WHICH HAVE  
PROVIDED HUMANITARIAN AND OTHER ASSISTANCE, ENCOURAGES  
THEM TO CONTINUE AND INCREASE SUCH ASSISTANCE, AND URGES  
OTHERS TO PROVIDE SUCH ASSISTANCE;

--B  
DETERMINING THAT THE SITUATION IN RWANDA CONSTITUTES A  
THREAT TO PEACE AND SECURITY IN THE REGION,

ACTING UNDER CHAPTER VII OF THE CHARTER OF THE UNITED  
NATIONS,

--10. DECIDES THAT ALL STATES SHALL PREVENT THE SALE OR  
SUPPLY TO RWANDA BY THEIR NATIONALS OR FROM THEIR  
TERRITORIES OR USING THEIR FLAG VESSELS OR AIRCRAFT OF  
ARMS AND RELATED MATERIEL OF ALL TYPES, INCLUDING  
WEAPONS AND AMMUNITION, MILITARY VEHICLES AND EQUIPMENT,  
PARAMILITARY POLICE EQUIPMENT AND SPARE PARTS;

--11. DECIDES ALSO TO ESTABLISH, IN ACCORDANCE WITH  
RULE 28 OF THE PROVISIONAL RULES OF PROCEDURE OF THE  
SECURITY COUNCIL, A COMMITTEE OF THE SECURITY COUNCIL  
CONSISTING OF ALL THE MEMBERS OF THE COUNCIL, TO  
UNDERTAKE THE FOLLOWING TASKS AND TO REPORT ON ITS WORK  
TO THE COUNCIL WITH ITS OBSERVATIONS AND RECOMMENDATIONS;

--(A) TO SEEK FROM ALL STATES INFORMATION REGARDING THE  
ACTION TAKEN BY THEM CONCERNING THE EFFECTIVE  
IMPLEMENTATION OF THE EMBARGO IMPOSED BY PARAGRAPH 10  
ABOVE;

--(B) TO CONSIDER ANY INFORMATION BROUGHT TO ITS  
ATTENTION BY STATES CONCERNING VIOLATIONS OF THE  
EMBARGO, AND IN THAT CONTEXT TO MAKE RECOMMENDATIONS TO  
THE COUNCIL ON WAYS OF INCREASING THE EFFECTIVENESS OF  
THE EMBARGO;

--(C) TO RECOMMEND APPROPRIATE MEASURES IN RESPONSE TO  
VIOLATIONS OF THE EMBARGO IMPOSED BY PARAGRAPH 10 ABOVE  
AND PROVIDE INFORMATION ON A REGULAR BASIS TO THE  
SECRETARY GENERAL FOR GENERAL DISTRIBUTION TO MEMBER  
STATES;

--12. CALLS UPON ALL STATES, INCLUDING STATES NOT  
MEMBERS OF THE UNITED NATIONS, AND INTERNATIONAL  
ORGANIZATIONS, TO ACT STRICTLY IN ACCORDANCE WITH THE  
PROVISIONS OF THE PRESENT RESOLUTION, NOTWITHSTANDING  
THE EXISTENCE OF ANY RIGHTS OR OBLIGATIONS CONFERRED OR  
IMPOSED BY ANY INTERNATIONAL AGREEMENT OR ANY CONTRACT  
ENTERED INTO OR ANY LICENCE OR PERMIT GRANTED PRIOR TO  
THE DATE OF THE ADOPTION OF THIS RESOLUTION);

BT  
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--13. REQUESTS THE SECRETARY GENERAL TO PRESENT A  
REPORT AS SOON AS POSSIBLE ON THE INCIDENTS OF SERIOUS  
VIOLATIONS OF INTERNATIONAL HUMANITARIAN LAW COMMITTED  
IN RWANDA DURING THE CONFLICT;

RECALLING ALSO THAT IT HAD REQUESTED THE  
SECRETARY-GENERAL TO MAKE PROPOSALS FOR THE  
INVESTIGATION OF REPORTS OF SERIOUS VIOLATIONS OF  
INTERNATIONAL HUMANITARIAN LAW DURING THE CONFLICT,

UNDERLINING THE URGENT NEED FOR COORDINATED  
INTERNATIONAL ACTION TO ALLEVIATE THE SUFFERING OF THE  
RWANDAN PEOPLE AND TO HELP RESTORE PEACE IN RWANDA, AND  
IN THIS CONNECTION WELCOMING COOPERATION BETWEEN THE  
UNITED NATIONS AND THE ORGANIZATION OF AFRICAN UNITY  
(OAU) AS WELL AS WITH COUNTRIES OF THE REGION,  
ESPECIALLY THE FACILITATOR OF THE ARUSHA PEACE PROCESS,

REAFFIRMING ITS COMMITMENT TO THE UNITY AND TERRITORIAL  
INTEGRITY OF RWANDA,

RECOGNIZING THAT THE PEOPLE OF RWANDA BEAR ULTIMATE  
RESPONSIBILITY FOR NATIONAL RECONCILIATION AND  
RECONSTRUCTION OF THEIR COUNTRY,

-- 1. DEMANDS THAT ALL PARTIES TO THE CONFLICT  
IMMEDIATELY CEASE HOSTILITIES, AGREE TO A CEASE-FIRE,  
AND BRING AN END TO THE MINDLESS VIOLENCE AND CARNAGE  
ENGULFING RWANDA;

-- 2. DECIDES TO EXPAND UNAMIR'S MANDATE UNDER  
RESOLUTION 912 (1994) TO INCLUDE THE FOLLOWING  
ADDITIONAL RESPONSIBILITIES, WITHIN THE LIMITS OF THE  
RESOURCES AVAILABLE TO IT:

-- A) TO CONTRIBUTE TO THE SECURITY AND PROTECTION OF  
DISPLACED PERSONS, REFUGEES AND CIVILIANS AT RISK IN  
RWANDA INCLUDING THROUGH THE ESTABLISHMENT AND  
MAINTENANCE, (AS APPROPRIATE,) OF SECURE HUMANITARIAN  
SHELTERS;

-- B) TO PROVIDE SECURITY AND SUPPORT FOR THE  
DISTRIBUTION OF RELIEF SUPPLIES AND HUMANITARIAN RELIEF  
OPERATIONS;

-- 3. RECOGNIZES THAT UNAMIR MAY BE REQUIRED TO TAKE  
ACTION IN SELF-DEFENSE AGAINST PERSONS OR GROUPS WHO  
THREATEN PROTECTED SITES AND POPULATIONS, UNITED NATIONS  
AND OTHER HUMANITARIAN PERSONNEL OR THE MEANS OF  
DELIVERY AND DISTRIBUTION OF HUMANITARIAN RELIEF;

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-- 4. AUTHORIZES IN THIS CONTEXT AN EXPANSION OF THE  
UNAMIR FORCE LEVEL UP TO 5,500 TROOPS;

-- 5. URGES THE SECRETARY-GENERAL TO COMMENCE THE  
DEPLOYMENT OF THE EXPANDED FORCE, IN PHASES AS  
APPROPRIATE, IN THE SHORTEST POSSIBLE TIME;

-- 6. ENCOURAGES THE SECRETARY-GENERAL TO ACCELERATE  
HIS EFFORTS, IN CONJUNCTION WITH THE SECRETARY-GENERAL  
OF THE ORGANIZATION OF AFRICAN UNITY, TO OBTAIN FROM  
MEMBER STATES THE NECESSARY PERSONNEL TO ENABLE  
DEPLOYMENT OF THE EXPANDED UNAMIR TO PROCEED URGENTLY;

-- 7. INVITES MEMBER STATES TO RESPOND PROMPTLY TO THE  
SECRETARY-GENERAL'S REQUEST FOR LOGISTICAL SUPPORT  
CAPABILITY FOR RAPID DEPLOYMENT OF THE UNAMIR EXPANDED

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14. INVITES THE SECRETARY GENERAL AND HIS SPECIAL REPRESENTATIVE, IN COORDINATION WITH THE ORGANIZATION OF AFRICAN UNITY AND COUNTRIES IN THE REGION, TO CONTINUE THEIR EFFORTS TO ACHIEVE A POLITICAL SETTLEMENT IN RWANDA WITHIN THE FRAMEWORK OF THE ARUSHA PEACE AGREEMENT;

15. DECIDES TO KEEP THE SITUATION IN RWANDA UNDER CONSTANT REVIEW AND REQUESTS THE SECRETARY GENERAL TO REPORT FURTHER, INCLUDING ON THE HUMANITARIAN SITUATION, WITHIN FIVE WEEKS OF THE ADOPTION OF THIS RESOLUTION AND AGAIN IN GOOD TIME BEFORE THE EXPIRATION OF THE CURRENT MANDATE OF UNAMIR;

16. DECIDES TO REMAIN ACTIVELY SEIZED OF THE MATTER.

END TEXT.  
MINIMIZE CONSIDERED  
ALBRIGHT BT

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