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TO USMISSION USUN NEW YORK IMMEDIATE

INFO AMEMBASSY BUJUMBURA IMMEDIATE

AMEMBASSY DAR ES SALAAM

AMEMBASSY KINSHASA

AMEMBASSY KAMPALA

AMEMBASSY PARISBRUSSELS

AMEMBASSY NAIROBI

AMEMBASSY ADDIS ABABA

AMEMBASSY YAOUNDE

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C O N F I D E N T I A L STATE 150911

E.O. 12356: DECL: OADR

TAGS: PREL. PREF, MOPS, RW, UN

SUBJECT: DRAFT RESOLUTION ON RWANDA

1. CONFIDENTIAL - ENTIRE TEXT.

2. USUN IS INSTRUCTED TO SHARE THE FOLLOWING DRAFT RESOLUTION WITH MEMBERS OF THE SECURITY COUNCIL. TEXT CONTAINED IN PARAGRAPH 3 BELOW. WITH NO CEASE FIRE IN EFFECT AND NO COMPREHENSIVE AGREEMENT AMONG THE PARTIES INVOLVED IN THE RWANDA CONFLICT OR WITH THE UN, THE ACTIVITIES DESCRIBED IN THE SYG REPORT OF 31 MAY MIGHT BE CONSIDERED TO INVOLVE ENFORCEMENT ACTIONS. TROOP CONTRIBUTORS MUST BE MADE FULLY AWARE OF THE MILITARY

UNITED STATES DEPARTMENT OF STATE
REVIEW AUTHORITY: ARCHIE M BOLSTER
DATE/CASE ID: 04 NOV 2011 201005065

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MISSION AND THE ANTICIPATED ENVIRONMENT. FURTHER, UNAMIR MILITARY MUST BE PROVIDED WITH THE EQUIPMENT AND RULES OF ENGAGEMENT TO EXECUTE SUCCESSFULLY THE ASSIGNED MISSION TO DEFEND THEMSELVES AND TO PROVIDE BASIC PROTECTION FOR THREATENED PERSONS AND SECURITY FOR THE DELIVERY OF HUMANITARIAN RELIEF. THESE POINTS SHOULD BE INCORPORATED INTO THE EXPLANATION OF VOTE. UNCLASSIFIED

3. BEGIN TEXT. THE SECURITY COUNCIL.

REAFFIRMING ALL ITS PREVIOUS RESOLUTIONS ON THE SITUATION IN RWANDA, IN PARTICULAR ITS RESOLUTION 918 (1994) OF 17 MAY 1994 WHICH EXPANDED THE MANDATE OF THE UNITED NATIONS ASSISTANCE MISSION FOR RWANDA (UNAMIR) AND AUTHORIZED AN EXPANSION IN UNAMIR'S FORCE LEVEL,

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RECALLING THE STATEMENT MADE BY THE PRESIDENT OF THE COUNCIL ON 3 MAY 1994 (S/PRST/1994/22) WHICH DEALT WITH IMPROVING THE CAPACITY OF THE UNITED NATIONS FOR PEACE-KEEPING. AND BEARING IN MIND THE FACTORS ENUMERATED THEREIN,

HAVING CONSIDERED THE REPORT OF THE SECRETARY-GENERAL DATED 31 MAY 1994 (S/1994/640),

NOTING WITH CONCERN THAT TO DATE, THE PARTIES HAVE NOT CEASED HOSTILITIES, AGREED TO A CEASEFIRE OR BROUGHT AN END TO THE VIOLENCE AND CARNAGE ENGULFING RWANDA,

REITERATING ITS CONDEMNATION OF THE SYSTEMATIC KILLING OF THOUSANDS OF CIVILIANS IN RWANDA,

EXPRESSING ITS OUTRAGE THAT THE PERPETRATORS OF THESE KILLINGS HAVE BEEN ABLE TO OPERATE AND CONTINUE OPERATING WITHIN RWANDA WITH IMPUNITY,

UNDERSCORING THAT THE INTERNAL DISPLACEMENT OF SOME 1.5 MILLION RWANDANS FACING STARVATION AND DISEASE AND THE MASSIVE EXODUS OF REFUGEES TO NEIGHBORING COUNTRIES CONSTITUTE A HUMANITARIAN CRISIS OF ENORMOUS PROPORTIONS,

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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THE PEACEFUL RESOLUTION OF THE CONFLICT IN RWANDA AND THE
NECESSITY FOR ALL PARTIES TO RECOMMIT THEMSELVES TO ITS
FULL IMPLEMENTATION,

COMMENDING THE EFFORTS OF NEIGHBORING COUNTRIES FOR THE
HOSPITALITY THEY HAVE SHOWN TO REFUGEES FLEEING RWANDA,

COMMENDING ALSO THOSE COUNTRIES WHICH HAVE MADE EMERGENCY
AID AVAILABLE TO HELP ALLEVIATE THE SUFFERING OF THE
RWANDAN PEOPLE AND THOSE COUNTRIES WHICH HAVE CONTRIBUTED
TROOPS AND LOGISTICAL SUPPORT TO UNAMIR, AND REITERATING

THE URGENT NEED FOR COORDINATED INTERNATIONAL ACTION TO
CONTINUE SUCH EFFORTS AND TO HELP RESTORE PEACE IN RWANDA,

WELCOMING THE 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,

WELCOMING THE VISIT OF THE UN HIG COMMISSIONER FOR HUMAN
RIGHTS TO RWANDA AND TO THE REGION;

WELCOMING ALSO RESOLUTION S/S/1994/1 OF MAY 25 ADOPTED BY
THE UNITED NATIONS COMMISSION ON HUMAN RIGHTS SITTING IN
SPECIAL SESSION, WHICH REQUESTED THE APPOINTMENT OF A
SPECIAL RAPPORTEUR TO INVESTIGATE THE HUMAN RIGHTS
SITUATION IN RWANDA AND CALLED FOR THE SPECIAL RAPPORTEUR,
ASSISTED BY A TEAM OF HUMAN RIGHTS FIELD OFFICERS, TO ACT
IN CLOSE COOPERATION WITH UNAMIR AND OTHER UNITED NATIONS
AGENCIES AND PROGRAMMES OPERATING IN RWANDA;

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

STRESSING THAT THE PEOPLE OF RWANDA BEAR THE PRIMARY
RESPONSIBILITY FOR NATIONAL RECONCILIATION AND
RECONSTRUCTION OF THEIR COUNTRY,

1. ENDORSES THE SECRETARY-GENERAL'S PROPOSAL. CONTAINED
IN PARAGRAPHS 19-26 OF HIS REPORT OF 31 MAY 1994, TO

DEPLOY THE FIRST AND SECOND PHASES OF UNAMIR IN CLOSE SYNCHRONIZATION;

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2. DECIDES TO EXTEND THE MANDATE OF UNAMIR UNTIL 6 DECEMBER 1994, WITH THE PROVISIO THAT THE SECRETARY GENERAL WILL SUBMIT A REPORT BY 8 AUGUST FOR SECURITY COUNCIL REVIEW OF THE PROGRESS OF UNAMIR'S MILITARY MISSION, PROGRESS TOWARD A CEASEFIRE AND POLITICAL RECONCILIATION THE SAFETY OF THOSE POPULATIONS AT RISK, AND THE HUMANITARIAN SITUATION;

3. REQUESTS THE SECRETARY GENERAL TO REPORT ALSO ON VARIOUS DEVELOPMENTS AS DETAILED IN PARAGRAPH 2 OF THIS RESOLUTION IN GOOD TIME BEFORE THE EXPIRATION OF UNAMIR'S CURRENT MANDATE;

4. RECALLING PARAGRAPH 3 OF RESOLUTION 918 (1994) AND PARAGRAPH 18 OF THE THE SECRETARY GENERAL'S REPORT OF 31 MAY 1994, DECIDES THAT, WITHIN THE LIMITS OF AVAILABLE

RESOURCES, THE MANDATE OF THE MILITARY COMPONENT OF UNAMIR
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WILL BE A) TO CONTRIBUTE TO THE SECURITY AND PROTECTION OF DISPLACED PERSONS, REFUGEES AND CIVILIANS AT RISK IN RWANDA, INCLUDING THROUGH THE ESTABLISHMENT AND MAINTENANCE. WHERE FEASIBLE, OF SECURE HUMANITARIAN AREAS AND B) TO PROVIDE SECURITY FOR THE DISTRIBUTION OF RELIEF SUPPLIES AND HUMANITARIAN RELIEF OPERATIONS;

5. REAFFIRMS THE CONTINUING MANDATE OF THE POLITICAL COMPONENT OF UNAMIR TO ACT AS AN INTERMEDIARY BETWEEN THE PARTIES IN AN ATTEMPT TO SECURE THEIR AGREEMENT TO A CEASE-FIRE.

6. WELCOMES THE ASSURANCES OF BOTH PARTIES TO COOPERATE WITH UNAMIR IN CARRYING OUT ITS MANDATE, RECOGNIZES THAT THOSE ASSURANCES ARE ESSENTIAL TO THE MANDATE'S IMPLEMENTATIONS, AND DEMANDS THAT BOTH PARTIES ADHERE TO THOSE ASSURANCES;

7. REAFFIRMS THAT, CONSISTENT WITH PARAGRAPH 4 OF RESOLUTION 918 (1994), UNAMIR MAY BE REQUIRED TO TAKE ACTION IN SELF-DEFENSE INCLUDING RESISTING ATTEMPTS BY FORCEFUL MEANS TO PREVENT IT FROM DISCHARGING DUTIES SUCH AS CONTRIBUTING TO THE SECURITY OF DISPLACED PERSONS, REFUGEES AND CIVILIANS AT RISK IN RWANDA, UNITED NATIONS AND OTHER HUMANITARIAN PERSONNEL, AND HELPING PROTECT THE

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MEANS OF DELIVERY AND DISTRIBUTION OF HUMANITARIAN RELIEF. UNCLASSIFIED
AND THUS BE ADEQUATELY EQUIPPED AND PROVIDED THE RULES OF
ENGAGEMENT TO DO SO;

8. NOTES THAT THERE IS NO INTENTION TO HAVE UNAMIR ASSUME
THE ROLE OF A BUFFER FORCE BETWEEN THE TWO PARTIES OR TO
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TAKE MILITARY ACTION TO COMPEL THE TWO PARTIES TO END
THEIR FIGHTING;

9. AFFIRMS THE COUNCIL'S EXPECTATION THAT, FOLLOWING THE
WITHDRAWAL OF THE UN MILITARY COMPONENT' THE INTERNATIONAL
COMMUNITY WILL MAINTAIN ITS COMMITMENT TO ASSIST THE
RWANDAN PEOPLE THROUGH THE WORK OF THE UN AGENCIES.
NONGOVERNMENTAL AGENCIES AND OTHER ENTITIES AND NOTES THAT
UNAMIR'S EXPANDED MILITARY COMPONENT WILL REMAIN IN RWANDA
ONLY AS LONG AS IT IS NEEDED TO PROVIDE BASIC SECURITY TO
POPULATIONS AT RISK AND SECURITY FOR THE DELIVERY OF
HUMANITARIAN RELIEF TO THEM IN RWANDA;

10. DEMANDS THAT ALL PARTIES TO THE CONFLICT CEASE
HOSTILITIES, AGREE TO A CEASEFIRE AND IMMEDIATELY TAKE
STEPS TO BRING AN END TO SYSTEMATIC KILLINGS IN AREAS
UNDER THEIR CONTROL;

11. DEMANDS FURTHER THAT ALL PARTIES CEASE FORTHWITH ANY
INCITEMENT, ESPECIALLY THROUGH THE MASS MEDIA, TO VIOLENCE
OR ETHNIC HATRED;

12. REAFFIRMS THE OBLIGATION OF ALL STATES TO IMPLEMENT
FULLY THE PROVISIONS OF PARAGRAPH 13 OF RESOLUTION 918
(1994) ON THE SALE TO RWANDA OF ARMS RELATED MATERIEL;

13. URGES MEMBER STATES TO RESPOND PROMPTLY TO THE
SECRETARY GENERAL'S REQUEST FOR RESOURCES, INCLUDING
LOGISTICAL SUPPORT CAFABILITY FOR RAPID DEPLOYMENT OF
ADDITIONAL UNAMIR FORCES;

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14. REQUESTS UNAMIR TO FACILITATE, WHERE POSSIBLE, THE
ACTIVITIES OF THE SPECIAL RAPPORTEUR AND THE TEAM OF HUMAN
RIGHTS FIELD OFFICERS REQUESTED BY THE UN COMMISSION ON
HUMAN RIGHTS AND THE SPECIAL RAPPORTEUR OF THE COMMISSION

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IN THE FURTHERANCE OF THEIR MANDATES AND TO ENLIST THE COOPERATION OF THE PARTIES TO THE CONFLICT WITH THE SPECIAL RAPPORTEUR AND HUMAN RIGHTS FIELD OFFICERS;

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15. REQUESTS ALSO THAT UNAMIR DESIGNATE AN OFFICER TO SERVE AS LIAISON WITH THE HIGH COMMISSIONER FOR HUMAN RIGHTS FOR THE PURPOSE OF ENSURING COORDINATION BETWEEN UNAMIR AND THE HIGH COMMISSIONER AND THE SPECIAL RAPPORTEUR FOR RWANDA ESTABLISHED BY THE COMMISSION ON HUMAN RIGHTS, INCLUDING THE SHARING OF INFORMATION FROM GOVERNMENTS, INDIVIDUALS, INTERGOVERNMENTAL AND NON-GOVERNMENTAL ORGANIZATIONS AND UNAMIR ITSELF, ON POSSIBLE VIOLATIONS OF HUMAN RIGHTS AND BREACHES OF INTERNATIONAL HUMANITARIAN LAW;

16. DEMANDS THAT ALL PARTIES IN RWANDA STRICTLY RESPECT THE PERSONS AND PREMISES OF THE UNITED NATIONS AND OTHER ORGANIZATIONS SERVING IN RWANDA, AND REFRAIN FROM ANY ACTS OF INTIMIDATION OR VIOLENCE AGAINST PERSONNEL ENGAGED IN HUMANITARIAN AND PEACE-KEEPING WORK;

17. DECIDES THAT UNAMIR AND OTHER UN PERSONNEL SHALL UNDER NO CIRCUMSTANCES BE DETAINED WHILE PERFORMING THEIR MANDATE IN RWANDA, AND DECIDES FURTHER THAT IF SUCH PERSONS SHOULD BE DETAINED, THEY SHALL BE RELEASED IMMEDIATELY, AND THAT WHILE IN THE CUSTODY OF ANY PARTY TO

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THE CONFLICT SUCH PERSONS SHALL BE PROVIDED ALL PROTECTIONS EQUIVALENT TO THOSE CONTAINED IN THE GENEVA CONVENTION RELATED TO THE TREATMENT OF PRISONERS OF WAR.

PENDING THEIR IMMEDIATE RELEASE AND REPATRIATION TO UN AUTHORITIES;

18. COMMENDS THE EFFORTS OF STATES, UNITED NATIONS AGENCIES, INTERNATIONAL ORGANIZATIONS, 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;

19. COMMENDS THE TIRELESS EFFORTS OF THE UNAMIR FORCE COMMANDER TO PREVENT MORE INNOCENT LIVES FROM BEING LOST, AND TO BRING ABOUT A CEASE FIRE BETWEEN THE PARTIES;

20. INVITES THE SECRETARY GENERAL AND HIS SPECIAL REPRESENTATIVE, IN COORDINATION WITH THE OAU AND COUNTRIES

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IN THE REGION, TO CONTINUE THEIR EFFORTS TO ACHIEVE A
POLITICAL SETTLEMENT IN RWANDA WITHIN THE FRAMEWORK OF THE
ARUSHA PEACE AGREEMENT AND URGES THE PARTIES TO INTENSIFY
THEIR EFFORTS FOR POLITICAL RECONCILIATION;

21. DECIDES TO REMAIN ACTIVELY SEIZED OF THE MATTER.

MINIMIZE CONSIDERED. TARNOFF

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