

6-21-2006

David Rawson Notes: August to September 1994

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Notes June 21, 06

21 Aug 95 USNW 03185 Bornia Briefing Abrisht / Boutros
 Ghali 8/18 meet. - registered concern about
 guidelines in Secretariat legal office - SFG says problem
 is Goldstone - does not want office in Amst - no France less
 than useful for Rwandan Tribunal

95

22 Aug 95 USNW 03205 - War Crimes Tribunal ^{2000 clauses}
 Guck + David Sheffer meet Hines
 LOS to BO, raise put names in front person to break guidelines, regular
 report reporting, registra, security, accelerate hearing, support
 office in The Hague.

20 Aug 94 state 224856 Establishment of UN War Crimes
Tribunal for Rwanda - all except "institutions
 of international character should be created to deal with
 genocide & other crimes committed in Rwanda. Amst
 want to exhaust all other remedies including prosecution by
~~Rwandan~~ Rwandan domestic courts with intl assistance,
 4. Bij K. in Kamp Weambi Des Di; Addeci baso - seek
 support for creation of intl. tribunal
 response commensurate by ITC - ^{is not uniform body of law in that area}
 5. Talking pts. Rwanda govt. official enthusiastically
 accepted proposal The IT judge those responsible for genocide ^{avoid}
 in near term days to prosecutions by intl body ^{in consistent}
 swift hearing ^{in consistent} crucial to the stability of region
 help should be given to help Rwanda create fair independent justice
 system

5(b) text of Rwandan letter - not even give ministers name.

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24 Aug. 94 State 228408 Demands for Int'l Tribunal in Rwanda

5. Special Rapporteur has reported concluded evidence that genocide & ^{other} crimes against humanity were committed in Rwanda we expect commission in E will promptly issue interim report recommend ITR

do not need work of SP.

ITR can avoid problems of bias, unfairness, ethnic reverse

goal - ITR by mid Sept
world awaits your conclusion on what crimes should be considered
urge commission to issue interim report recommend

The establishment of an int'l tribunal \$5A0

24 Aug 94 USUW 03495 UNW Deputy Legal Counsel - Jackson -

favor two separate entities - common infrastructure tribunal in Africa

resists any act w in a tribunal before commission had made recommendation akin to Dutler

26 Aug 94 USUW 03538 - message to UN legal council - conveyed loud & clear

he would convey to commission sense of urgency.

30 Aug 94 State 234040 Establishment of a War Crime Tribunal for

Rwanda - Dutch views: - uniformity of treatment
~~to be in Africa~~ - radiation effect

Mix 3 tiers subject

Repulse: avoid creating separate inconsistent bodies elsewhere

and avoid delays - excellent prosecutors could ensure that

philosophy & commitment of Rwandan courts is commendable.

30 Aug 94 USUW 003594
~~8/30~~ - Cherest in load with US proposal

10 Sep 94 USUN/W Update 01/04/94 p. 8 - Durbin held out for 2 separate tribunals
Allowing to raise in ITR

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01
~~12~~ Sep 94

State 23 9220 des. estab. War Crimes Trt for Rwanda
linked to ~~#~~ IY
as soon as Commission issues report

10 Sep 94

State 245423 ~~Proposed UN Security Council Resolution~~
Authorizing, deterioration of Suspected War Crimes Criminals
States have authority to detain persons who initiate
attacks in their territories (refugee camps) Some claim
they need ~~the~~ NSC authority to detain persons suspected
of war crimes, genocide or other violation of int'l
humanitarian law

send out P-4 re draft. view this matter of extreme urgency
Council should act in next few days.

13 Sep 94

USUN 003819 - Proposed UN Sec.

UK French Russian not pick - - Lacot - Khan Chp. VII
suspension of authority to detain ^{FR.} authorizes - superogatory would French accept

20 Sep 94

USUN 003943 Rwanda War Crimes Tribunal
- New Jeda. leaning toward separate
trib. - African want their own ~~#~~ uncomfortable about
changing law. USUN Legal Adv. back crimes

23 Sep 94

USUN 04014 Rwanda War Crimes

Corell convened P-5 Legal Advisors
French + Russian - legally separate entity

UK China - open mind

Corell - leaned toward French/Russian - changing IY
statistics could unusual section 827

US - Summary & expedition

27 Sep 94

USUN - Shatterick Visit

p. 14 - reports of Mass - slaying - heavily interested in detent.
p. 16 - Manji said he supported basic concept of IY - to take in
p. 18 - complaints about humanitarian agencies would lobby for
specific estab.