

6-22-2006

David Rawson Notes: Peace Process 1994 (After Genocide)

David Rawson

Assessment
Recd.

Market Inn

Phillips

Chapel Inn Pier 7-

①

Old Town -

Notes June 22, 2006

Westpark Hotel - Roslyn -

30 Sep 94 USUW 04112 Production + Statute Establishing War Crimes Tribunal for Rwanda
 Objects to Chapter III
~~9129~~ ~~India~~ Chris said might prefer the original US papers
 9129 Indonesia + Rwanda Manji spoke in support

20 Oct 94 USUW 04459 Rwandan Views on War Crimes Tribunal
 Manji Bakuramutsa Dusaidi
 Panel del left meeting with most amice visitors
 time from - beginning + end of
 primary - cooperation
 venue
 pardon + place of imprisonment
 focus on general
 timing

~~Notes~~

29 Oct. 94 USUW 4636 Rwandan Concerns About Tribunal
 Manji Bakuramutsa
 1. earlier beginning date
 2. article 4 deleted
 3. GIC consulted on selection of judges
 4. Punishments not equivalent
 5. Imprisonment only in Rwanda
 6. Tribunal must be in Rwanda
 7. Number + judges + chamber too small to handle vol.
 Only last point has validity - as many concessions made a patchy
 France + Russia press for early vote - Required agreements to concept

4 Nov. 94 SecState J9822 Bizi Mungu Call AF on Tr. Panel
 Reiterated objection
 Presented research, flawed legal arguments to support his objection

09 Nov 94 USUW 04861 Rwandan Tribunal Established by SC 11/8
 Rwanda no vote promising due to ~~the~~ lack of death penalty
 FBI/US brooded idea of bilateral approach to Rwanda on J.P.
 UK strongly argued it firmly against vote
 Rwanda Ed V reiterated objection - did not say it would cooperate
 with UN despite US request

China ^{abstains} notes lack of Rwandan support + Chp VII
 yes for practical reasons but voice legal reservation on procedure for establishment
 Brazil - UNSC went beyond constitutional competence in
 establishing a court - should be reviewed in UNGA
 at the committee
 US: requests no vote - notes Rwandan obligation to cooperate
 might agree on death penalty established
 Tribunal this tragedy ~~has~~ demands

10 Nov 94 S/SC 3047/44 Cooperation on Tribunal/ATO Requirements
 - free unimpeded access by UNAMIR to all parts of Rwanda
 human rights monitors
 - naming of point of contact on HR issues

23 Nov. 94 USUN 5217 Rwanda Tribunal - Secretariat Planning
 Zaibiki
 Dec - report to SC - prosecutor office opens in Kigali
 Jan - judges elect
 March - initial meeting of Tribunal.
 Prosecutor - ~~Agence~~ S/C wants Agence Gled - Canada -
 Restraining G from going to Kigali but to actually open office
 security through UNAMIR

28 Dec 94 UN 5415 Rwanda Tribunal
 Phase One - prosecutorial unit
 use IARC Special Investigations Unit, staff of 150 +
 onto personnel.
 - Admin Unit
 - Identification of premises in Kigali
 Trust Fund
 Budget being prep -
 Initiate process of selecting judges.

10 Feb. 95 USUN 0514 Rwanda - SC Resolution on Rwanda
 France strongly opposed US draft - France has no authority to detain
 will adopt National Legislation after Tribunal set down procedure.
 separate out violence in camps to; President's stature re S/C
 prerogative

Russia HR concerns about lengthy detentions.

UK redraft op par 1.

Italy can share French view

China - wanted Rwanda visits

Commit strong EU resolution in which African support Rwanda
loss of credibility makes prospect for resolution in doubt.

15 Feb. 95

USUN 0587

Resolution on Detention of Rwandan War Criminals

Countries counted on for support and help put

Rwanda circulated Pres. statement variant of French text

Nigeria matter complex & should not be rushed

US alone on language alone in expressing charges

17 Feb. 95

USUN 0631

SYG Recommends Kigali as Seat of Court. Other

Place Considered and Rejected Were Nairobi & Harare

SYG has finally completed report requested by Res 85-5(5) re
seat of court -

Request submitted to HEATBQ for initial funding of first phase 4 mil

Trust Fund + \$200,000 authorized by Sec 5

24 Feb 95

USUN 0703

Resolution on Detention of Rwandan War Criminals

~~Commitment~~ Formed submission & demands in favor of being French
SF French come on.
around of Chinese & Russians unlikely to object strenuously

28 Apr 95

USUN 01665

Rwandan Tribunal - conversation with Lecker

Goldstone determination to prosecute 400 external not in line with
what SC had in mind. Some prosecutorial activity must take place
in Kigali.
Commitment authority hitms cash

elections scheduled May 22 - GA Sec. Need to produce CV's
CIA forensic Service - overburdened.

03 May 95

USUW 1739 Meeting with Justice Goldstone on Rwanda Tribunal

4

All contrib. no financial from voluntary until Tribunal budget approved

Commitment authority transferred - expired - not funded from other

source US & Comm would not explain why explained that

US should pay its arrears

Zachlin argues for continuing prosec activities in Rwanda

Wants to emphasize OS & network contributions from Brit, Dutch, Belgium