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	EAP-01	EB-01	EUR-01	OIGO-01	H-01	INM-02	TEDE-00
	INR-00	L-01	ADS-00	NEA-01	NSAE-00	OIC-02	OIG-04
	OMB-01	PA-01	PM-00	PRS-01	P-01	SNP-00	SP-00
	SR-00	SS-00	STR-01	TRSE-00	T-00	USIE-00	SA-01
	PMB-00	PRM-10	PRME-01	DRL-09	G-01	/061W	

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O 151410Z JUN 94
 FM USMISSION USUN NEW YORK
 TO SECSTATE WASHDC IMMEDIATE 7092
 INFO AMEMBASSY NAIROBI PRIORITY
 JOINT STAFF WASHDC
 SECDEF WASHDC
 WHITEHOUSE WASHDC
 USCINCEUR VAHINGEN GE
 UN SECURITY COUNCIL COLLECTIVE
 AMEMBASSY ACCRA
 AMEMBASSY DAR ES SALAAM
 AMEMBASSY ADDIS ABABA
 USMISSION GENEVA
 AMEMBASSY KINSHASA
 AMEMBASSY ROME
 AMEMBASSY KAMPALA
 AMEMBASSY ISLAMABAD
 AMEMBASSY BUJUMBURA
 AMEMBASSY TUNIS
 AMEMBASSY BRUSSELS

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C O N F I D E N T I A L SECTION 01 OF 02 USUN NEW YORK 002477

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

E.O.12356: DECL:OADR
 TAGS: MARR, PREF, PREL, PHUM, MOPS, PGOV, RW, UNSC
 SUBJECT: RWANDA - SC DISCUSSES COMMISSSTON OF EXPERTS

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1. CONFIDENTIAL - ENTIRE TEXT.

2. SUMMARY: THE SECURITY COUNCIL DISCUSSED IN INFORMALS JUNE 14 A DRAFT RESOLUTION ESTABLISHING A COMMISSION OF EXPERTS TO LOOK INTO VIOLATIONS OF HUMANITARIAN LAW AND THE GENOCIDE CONVENTION. SEVERAL DELEGATIONS ASKED FOR MORE TIME TO REVIEW THE DRAFT BEFORE COMMENTING, INCLUDING THE U.S., BRAZIL AND THE NAM CAUCUS. NIGERIA WAS THE ONLY MEMBER TO SIGNAL AN OBJECTION TO THE DRAFT, CLAIMING THAT THE FIGHTING SHOULD STOP BEFORE THIS ISSUE WAS DEALT WITH. SPAIN (THE AUTHOR OF THE DRAFT) POINTED OUT THAT THE PASSAGE OF TIME ALLOWED THE CULPRITS AND THE WITNESS TO EITHER LEAVE THE COUNTRY OR BE KILLED, MAKING IT HARDER TO COMPILE ACCURATE AND COMPLETE INFORMATION. THEY ALSO NOTED THAT THE HIGHER PRIORITY OF DEMANDING A CEASEFIRE AND RESUMPTION OF NEGOTIATIONS, AND OF AUTHORIZING UNAMIR'S DEPLOYMENT, HAD ALREADY BEEN DEALT WITH LAST WEEK IN RESOLUTION 925. USUN REQUESTS GUIDANCE ON THE FOLLOWING DRAFT TEXT BY JUNE 15. END SUMMARY.

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3. BEGIN TEXT:

THE SECURITY COUNCIL,

REAFFIRMING ALL ITS PREVIOUS RESOLUTIONS ON THE SITUATION IN RWANDA,

RECALLING THE STATEMENT BY THE PRESIDENT OF THE SECURITY COUNCIL OF 30 APRIL 1994 (S/PRST/94/21) IN WHICH THE SECURITY COUNCIL, INTER ALIA CONDEMNED ALL BREACHES OF INTERNATIONAL HUMANITARIAN LAW IN RWANDA, PARTICULARLY THOSE PERPETRATED AGAINST THE CIVILIAN POPULATION, AND RECALLED THAT PERSONS WHO INSTIGATE OR PARTICIPATE IN SUCH ACTS ARE INDIVIDUALLY RESPONSIBLE,

RECALLING ALSO THE REQUESTS IT ADDRESSED TO THE SECRETARY-GENERAL, IN THE STATEMENT BY THE PRESIDENT OF THE SECURITY COUNCIL OF 30 APRIL 1994 AND IN RESOLUTION 918 (1994), CONCERNING THE INVESTIGATION OF SERIOUS VIOLATIONS OF INTERNATIONAL HUMANITARIAN LAW COMMITTED IN RWANDA DURING THE CONFLICT,

HAVING CONSIDERED THE REPORT OF THE SECRETARY-GENERAL OF

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31 MAY 1994 (S/1994/640), IN WHICH HE NOTED THAT MASSACRES AND KILLINGS HAVE CONTINUED IN A SYSTEMATIC MANNER THROUGHOUT RWANDA AND ALSO NOTED THAT ONLY A PROPER INVESTIGATION CAN ESTABLISH THE FACTS AND DEFINITE CULPABILITY,

EXPRESSING ONCE AGAIN ITS GRAVEST CONCERN AT THE
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CONTINUING REPORTS INDICATING THAT SYSTEMATIC,
WIDESPREAD AND FLAGRANT VIOLATIONS OF INTERNATIONAL
HUMANITARIAN LAW, INCLUDING ACTS OF GENOCIDE, HAVE BEEN
COMMITTED IN RWANDA,

-- 1. CALLS UPON STATES AND, AS APPROPRIATE,
INTERNATIONAL HUMANITARIAN ORGANIZATIONS TO COLLATE
SUBSTANTIATED INFORMATION IN THEIR POSSESSION OR
SUBMITTED TO THEM RELATING TO GRAVE VIOLATIONS OF
INTERNATIONAL HUMANITARIAN LAW, INCLUDING BREACHES OF
THE CONVENTION ON THE PREVENTION AND PUNISHMENT OF THE
CRIME OF GENOCIDE, BEING COMMITTED IN THE TERRITORY OF
RWANDA, AND REQUESTS STATES, RELEVANT UNITED NATIONS
BODIES AND RELEVANT ORGANIZATIONS TO MAKE THIS
INFORMATION AVAILABLE WITHIN THIRTY DAYS OF THE ADOPTION
OF THE PRESENT RESOLUTION AND AS APPROPRIATE THEREAFTER
AND TO PROVIDE OTHER APPROPRIATE ASSISTANCE TO THE
COMMISSION OF EXPERTS REFERRED TO IN PARAGRAPH 2 BELOW;

-- 2. REQUESTS THE SECRETARY-GENERAL TO ESTABLISH, AS A
MATTER OF URGENCY, AN IMPARTIAL COMMISSION OF EXPERTS TO
EXAMINE AND ANALYZE THE INFORMATION SUBMITTED PURSUANT

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TO THE PRESENT RESOLUTION, TOGETHER WITH SUCH FURTHER

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INFORMATION AS THE COMMISSION OF EXPERTS MAY OBTAIN THROUGH ITS OWN INVESTIGATIONS OR EFFORTS OF OTHER PERSONS OR BODIES, WITH A VIEW TO PROVIDING THE SECRETARY-GENERAL WITH ITS CONCLUSIONS ON THE EVIDENCE OF BREACHES OF THE CONVENTION ON GENOCIDE AND OTHER GRAVE VIOLATIONS OF INTERNATIONAL HUMANITARIAN LAW COMMITTED IN THE TERRITORY OF RWANDA;

-- 3. ALSO REQUESTS THE SECRETARY-GENERAL TO REPORT TO THE COUNCIL ON THE ESTABLISHMENT OF THE COMMISSION OF EXPERTS;

-- 4- FURTHER REQUESTS THE SECRETARY-GENERAL TO REPORT TO THE COUNCIL ON THE CONCLUSIONS OF THE COMMISSION OF EXPERTS AND TO TAKE ACCOUNT OF THESE CONCLUSIONS IN ANY RECOMMENDATIONS FOR FURTHER APPROPRIATE STEPS IN ORDER TO ENSURE THAT PERSONS RESPONSIBLE FOR SUCH ACTS ARE BROUGHT TO JUSTICE;

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-- 5. DECIDES TO REMAIN ACTIVELY SEIZED OF THE MATTER.

END TEXT-

4. MINIMIZE CONSIDERED.

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