

[ 1 CONFIDENTIAL ]

UN ARCHIVES

SERIES S-1063

BOX 21

FILE 8

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**OUTGOING CODE CABLE**

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**TO:** ANNAN, UNATIONS, NEW YORK  
**FROM:** TOUSIGNANT, UNAMIR, KIGALI  
**DATE:** 10 JUNE 1995  
**NUMBER:** MIR \_\_\_\_\_  
**SUBJECT:** Status of Mission Agreement

Reference your Code Cable No: 1937 of 9 June 1995 and the final version of the Security Council resolution renewing the mandate of UNAMIR, I am afraid we have some apprehensions with reference to para. 7 of the new resolution. We would like to request an urgent response with any clarification and advice on the following:

1. It is not correct to state that the SOMA was signed between UNAMIR and Rwanda. In fact, it was negotiated and signed between the United Nations Headquarters and Rwanda. Given the problems we have been having in getting Rwanda to comply with the SOMA - on which we have fully informed headquarters - we were expecting the Security Council to put its full weight behind the SOMA by reiterating the need for Rwanda to observe its international obligations in that regard.

2. The reference in that paragraph <sup>to</sup> or "any subsequent agreement concluded to replace that Agreement in order to facilitate the implementation of the new mandate", is likely to make things even more difficult for UNAMIR. First of all it passes the burden of re-negotiation to UNAMIR, perhaps unfairly. Second, it gives a boost to the Government's evident efforts to disregard the SOMA - as they have been doing so far - in the process of re-

negotiating it. Third, such re-negotiation could consume the whole duration of the new mandate.

3. These observations are not intended to question the wisdom of the drafters of the resolution or of the Security Council with respect to that paragraph. They are expressed out of a genuine concern with regard to our bargaining position and leverage in dealing with these problems in the field.

4. As a result, an exercise we have been preparing for, in anticipation of the new resolution, to draft specific instructions to be issued by the Government to its relevant agencies/personnel to scrupulously observe the provisions of the SOMA henceforth, will probably be adversely affected by the paragraph in question.

5. Best regards.

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