

UNAMIR

JOINT MEETINGS BETWEEN RWANDESE
GOVERNMENT AND UNAMIR

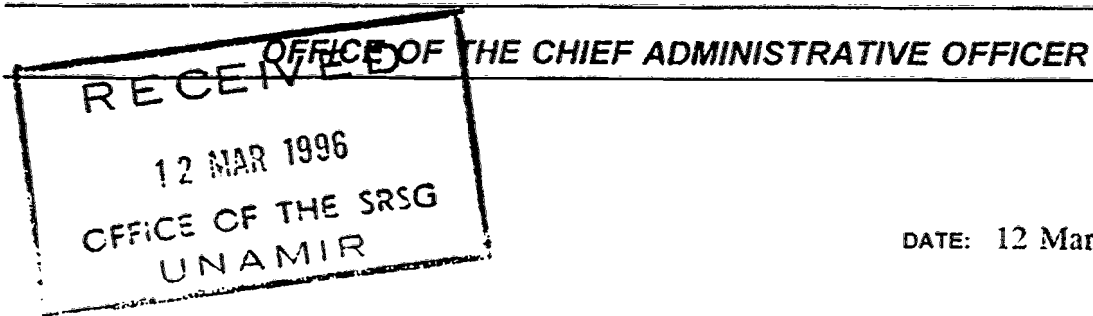
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*Full
Government
to follow
with minutes*

DATE: 12 March 1996

TO: Mr. Shaharyar Khan, SRSG
FROM: Susan Matthew, CAO *S Matthew*
SUBJECT: Queries raised by Mr. Dusaidi

With reference to your memorandum of 6 March 1996 and Mr. Dusaidi's letter to you dated 7 March. I should like to provide the following information.

Payment of Communication dues

Mr. Nkusi was informed that the cheque has been prepared and is waiting for him at the Cashier's Office at Amahoro Hotel.

Payment of repair charges for premises used

The estimates provided to you by Mr. Dusaidi were carried out in conjunction with the UNAMIR BMS Section. In addition to the estimates given by Mr. Dusaidi, there were three buildings at Rwamiko whose repairs were estimated at 300,000 Rwandan Francs. We are currently processing the estimates for payment.

Petro-Rwanda

UNAMIR entered into a contract with Rwanda Petrol Gaz for 12 months from 1 December 1994. The contract was subsequently extended twice with the last extension ending on 31 March 1996.

The Company has been paid rent for the location up to 31 December 1995. The cost of repairs to the location have been agreed upon and the owner has signed the release documents. The Company has been notified of termination of the contract on 28 February 1996 and rent for the period 1 January 1996 to 29 February 1996 will be paid shortly.

Hospital occupied by the Australians (Kigali Central Hospital)

We committed ourselves to repair the facility instead of paying rent. We used the facility for one year. We contacted the Hospital and the Ministry of Public Works, who have agreed to UNAMIR's proposal of approximately US\$70,000.

*I have read
this note out to
the Security Council
and the Secretary
General. I will
reply to the
note and the
Secretary-General
in the next
meeting.*

188

*Reply sent
for*

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University of Butare

An offer of US\$12,000 per month (US\$66,000.00 total) was made to and accepted by the University of Butare for rent for the premises used by UNAMIR troops for the period from 1 September 1994 to 15 February 1995. UNAMIR disputes the University's claims for repairs totalling US\$72,101.00. UNAMIR carried out a survey of the premises and its honest estimation of repairs is US\$3,956.94. UNAMIR awaits the University's acceptance of the offer of \$3,956.94.

ETO School, Kigali

A site visit was conducted by a BMS Officer and two Government representatives. The facilities were occupied by the UNAMIR Belgian Contingent in 1993. They vacated the premises before the war broke out. The estimated cost of repairs is USS4,060.00. Approval of the estimate is being processed.

Amahoro Stadium

UNCHS (Habitat) is executing the project in accordance with the project document as signed by the Rwandan Government. Mr. Dusaidi should be reminded that this project only addresses damage mainly or partially attributable to UNAMIR's use of the stadium: any other repairs or rehabilitation are not the responsibility of UNAMIR.

ORTPN

This concerns the Hotel Meridien Izuba at Gisenyi.

An arrangement was arrived at with the then Manager of Hotel Izuba (Gisenyi) that UNAMIR personnel could take up rooms on an individual basis and at the expense of the individual. This was an informal understanding to which UNAMIR was never a party and there was never a contract between UNAMIR and Hotel Izuba at any point in time during the tenancy of the UNAMIR personnel. UNAMIR personnel therefore occupied a number of rooms in Hotel Izuba in Gisenyi from August 1994 to February 1995 under this informal understanding. The condition of the premises and rooms of the hotel was then in such a deplorable state that the UNAMIR personnel had to clean up the whole premises, including the beach, remove a dead cow from the hotel swimming pool, pump out the water and refill the pool, to enable them live there. Because of these contributions by UNAMIR personnel, the Prefect decided initially, that they should not pay rent. However, sometime in October 1994, the issue of payment of rent came up and, in accordance with the understanding the UNAMIR personnel had with the Manager of the Hotel, each person occupying a room paid his/her bill directly to the then Hotel Manager, for which receipts were issued. If any bills were not paid and are outstanding, these should be brought to the attention of UNAMIR for appropriate action.

In addition to the rooms occupied by individual UNAMIR personnel, there were 4 rooms used for operational purposes for which UNAMIR was responsible for the bills.

It has however been understood that the cost of rehabilitating the premises which was significant, would have fully offset the rental cost demanded by the owner for the four operational rooms.

If the owner disputes this, UNAMIR is prepared to discuss its bills separately from the individual bills.

1000 Hills Car SARL

UNAMIR rented a minibus from 1000 Hills Car SARL, from 22 December 1993 to 22 March 1994. On termination of the contract, the Managing Director of the Company undertook to collect the vehicle from UNAMIR on 28 March 1994.

However, there has been a dispute as to who should bear responsibility for what happened to the vehicle upon termination of the contract in the light of the security situation at the time. UNAMIR is working out procedures for settling this particular dispute as well as others of a similar nature arising out of the force majeure conditions prevailing at the time.

SONARWA

It is only in the past few days that all documentation with regard to the insurance coverage have been completed - this includes written confirmation by SONARWA of the effective date of the insurance cover. It may please be noted that SONARWA initially refused to process the first claims submitted by UNAMIR on the grounds that they did not have a complete detailed list of the vehicles involved notwithstanding the fact that they had been notified of the number of vehicles involved at the time they were invited to bid for the contract.

Social Security

Social Security taxes for BRSC local employees for 1994 and 1995 were paid on 1 March 1996. The amount due for 1996 is being calculated and processed. BRSC informed the Ministry of Work and Social Affairs on 1 March.

Summary

Many outstanding matters concerning premises, contracts and finance have been resolved in recent months. We are doing our best to clear all remaining outstanding claims and disputes. The cooperation of our interlocutors in negotiating in good faith and without undue prevarication would be welcomed - as would some acknowledgment on the Rwandan side that UNAMIR is making every effort to discharge its responsibilities honourably.

1-11-95

Present

UNAMIR

SRSG
Comde SPAD
Mathew CAO
de Souza ED
Raffie Secretary Lt
Militiamen Advisor

David.
Lt. Col. Kettah

Rwandese
GOVERNMENT

Hirwa Theldie - UNAFFET -
SAM NKUSI - MINITRANSCO
Claude Duvandie - Vice President's office.

Lt. Karenzi Karake - Defense Ministry
Major Kamurade Kayitare - CLO.
" Kamurade H. HOD

file
Keep with
minutes of
other meetings.

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JOINT MEETING BETWEEN THE RWANDESE GOVERNMENT AND UNAMIR
HELD ON 10 JANUARY 1996

The following were present:*

Government

Mr. Claude Dusaidi	Office of the Vice-President
Mr. Sam Nkusi	Ministry of Transport and Communication
Maj. Musho Frank Kamanzi	Ministry of Defence
Maj. Kayitare Kamarade	RPA Liaison Officer
Mr. Musoni James	Ministry of Youth & Cooperation
Mr. Bagambik Felix	Ministry of Foreign Affairs

UNAMIR

Ambassador Shaharyar M. Khan	Special Representative of the Secretary-General
Brig. Shiva Kumar	Acting Force Commander
Mr. Bill Clive	Acting Chief Administrative Officer
Ms. Isel Rivero	Special Assistant to SRSG
Mr. M. Ncube	Legal Officer

Mandate

1. The SRSG opened the meeting by outlining UNAMIR's withdrawal schedule which was proceeding on time. The Acting Force Commander supplemented the information in greater detail and indicated that a platoon was presently providing protection to Tribunal personnel in Kibuye. Mr. Dusaidi stated that consultations concerning security provisions for the Tribunal needed to take place with the Government of Rwanda as spelled out by the Security Council. The SRSG indicated that Mr. Goldstone would be arriving in Kigali on 11 January and would be apprised of Mr. Dusaidi's concern. He added that he had already requested the International Tribunal to prepare security contingency plans to replace UNAMIR which would withdraw on March 8.

Equipment

2. SRSG informed Mr. Dusaidi of the latest instructions received from New York on this issue as contained in Mr. Beissel's telegramme of 3 January 1996, paragraphs 4 (a), (b), (c) and (d), copy attached as Annex A. He reiterated that a decision by the General Assembly was required regarding disposal of United Nations equipment if a departure from existing guidelines was being sought. SRSG also informed Mr. Dusaidi that lethal, leased, and contingent owned equipment

was not part of the available pool. In addition, SRSG repeated that equipment items required by other peace keeping operations were prioritized to leave Rwanda as requested by New York. He reassured Mr. Dusaidi that every effort was being made to allow for flexibility in this matter. He requested Mr. Dusaidi's cooperation in facilitating the exit of equipment brought in by different UNAMIR contingents.

3. The Government of Rwanda's point of view as reflected by Messrs. Dusaidi, Nkusi and Major Kamanzi was that, in spite of communications addressed to the Secretary General and discussions having taken place for over six months, there was no movement. The inevitable conclusion was that the matter was being deliberately delayed by the United Nations. It was clear that United Nations gave a greater priority to United Nations agencies and NGOs than to the Government of Rwanda. It was also clear that the equipment left behind for the Government's use would be of negligible value and possibly of little use to the Government. Mr. Dusaidi wondered whether it was worthwhile continuing discussions on the issue, specially as UNAMIR would withdraw by March 8.

4. SRSG explained that though the process was slow requiring the approvals of the United Nations Controller, the ACABQ, and ultimately the General Assembly, there was no deliberate delay and that the discussion was worth continuing. The Rwandan Government response to the Trust Fund list of loaned equipment was awaited.

5. Mr. Dusaidi requested that a list of equipment which was not available for transfer be provided to the Government. Sometimes the items indicated in packed containers did not correspond to the actual equipment being transferred out of the country. Mr. Nkusi added that equipment which was being packed and shipped out by UNAMIR sometimes contained sensitive items which had not been declared to the Government. Both Messrs. Dusaidi and Nkusi pointed out that the equipment issue was crucial during the negotiations in New York on UNAMIR's new mandate. Mr. Nkusi further inquired from SRSG whether he had requested the Secretary General that priorities in the disposal of UNAMIR's assets be changed in favour of the Rwandese government.

6. Responding to the points made by the Rwandan side, SRSG stated that he could not provide a list of equipment until such time as it had been approved by New York Headquarters. In any case it would be misleading to provide lists that had not been cleared by New York. He added that UNAMIR's recommendations had been communicated to New York and it was evident from New York that they were being given due consideration. He wished to underline that the Secretariat was sympathetic to the request and was doing all it could within existing regulations to expedite. The process was cumbersome but patience was required in a system that had so many checks and balances.

7. Mr. Nkusi suggested that the present Trust Fund ceiling should not be a major constraint as the Government would be amenable to purchasing items in good standing. SRSG took note of this remark and stated that he would inform Headquarters.

8. Mr. Dusaidi then requested SRSG to convey to New York the Government of Rwanda's impatience on the outcome of this matter as well as its skepticism on any positive results being achieved. The Secretary General may be informed, that the Government was counting on his goodwill to find a solution. He also requested that the Secretary General report on his efforts to the Security Council.

SOMA

9. It was agreed that a meeting of the working group would be held on Thursday, 11 January at the Ministry of Defence.

Other Business

Repairs

10. SRSG informed Mr. Dusaidi on progress regarding repairs to the Amahoro Stadium where contractors and Habitat were proceeding as scheduled. A total of US\$209,000 had been earmarked for the first phase. The Acting CAO also informed Mr. Dusaidi that repairs to the Infantry School used by AUSMED were proceeding. The Government of Rwanda was the executing partner and so far RWFr. 11.3 million had been disbursed. The total estimated cost was RWFr. 20 million.

11. Continuing, SRSG informed Mr. Dusaidi that the Housing Sub-Committee had met five times and work was proceeding satisfactorily.

Belgian Village

12. In response to a query raised by Mr. Dusaidi at a previous meeting regarding the Belgian Village contract, SRSG informed that the Force Commander Gen. Dallaire and the Belgian Military had concluded an agreement to enable UNAMIR to repair and use the facilities. It was expected that following UNAMIR's withdrawal, other United Nations programmes such as Human Rights and the International Tribunal would wish to take-on the accommodations.

13. Mr. Dusaidi explained that a previous agreement had been concluded between the Rwandese Ministry of Defence and the Government of Belgium. Unfortunately, the Belgian Government had not consulted the Government of Rwanda and any future use of the Belgian Village would have to receive the Rwandan Government's approval.

Sub-contractors

14. SRSG then indicated that he had received instructions from New York Headquarters on taxation of UNAMIR subcontractors and provided Mr. Dusaidi with a Non-Paper containing the main points, copy attached as Annex B. The United Nations Legal Office was of the opinion that since sub-contractors were performing a function which the United Nations could not perform, and were in Rwanda solely for the purpose of assisting the United Nations, they should be considered as part of UNAMIR and therefore not subject to taxation.

15. Mr. Dusaidi replied that his Government categorically rejected such interpretation. Any company's earnings were taxable as they were utilising the Government's facilities and making a profit while in Rwanda. The United Nations had previously taken a clear-cut position stating that the contractors were independent bodies that were not covered by United Nations privileges. The present United Nations's stand that the contractors were part of the United Nations and not liable to tax was not acceptable. In this regard, the activities of the UNAMIR Subcontractors would be suspended. He further requested that the United Nations position be placed in a formal letter. Mr. Nkusi also referred to a precedent which had been established with Brown and Root with regard to the installation of their satellite system in Rwanda. In that case, the United Nations had agreed that Brown and Root should be taxed. He would provide the SRSG with the relevant documentation.

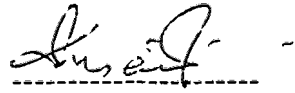
Local Staff in Prisons

16. The SRSG then referred to United Nations local staff members who were in prison. He wished to inform Mr. Dusaidi that the United Nations offices in Rwanda would be retaining the services of a Defence Lawyer. Mr. Dusaidi replied that the Ministry of Justice would be informed.

Communications Equipment

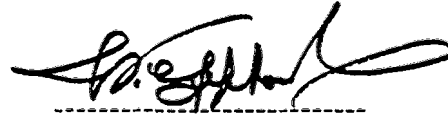
17. Mr. Nkusi then referred to fees that the Government of Rwanda would be charging for the use of frequencies and equipment. He also referred to the problem of outstanding bills left by UNAMIR staff specially telephone bills and bills for utility services. SRSG informed Mr. Nkusi that he would shortly be receiving from the United Nations Resident Coordinator an answer on Rwanda's proposals for charges for the use of frequencies and equipment which he believed would be satisfactory to the Government. On the second point, unpaid bills, he explained that a difference existed between United Nations civilian and military staff. In the former instance it was likely that costs could be recuperated. In the latter instance it would be almost impossible. Mr. Nkusi requested UNAMIR's cooperation in the clearance process, prior to departure, to ascertain whether staff had paid all their outstanding bills. The Acting CAO said he would look into the matter.

18. The SRSg informed Mr. Dusaidi that he would be away on leave and official business until the end of the month.



Claude Dusaidi

Date: 1/2/96



For Shaharyar M. Khan

Date: 17 January 1996

3. Therefore, notwithstanding the Security Council's statement in S/RES/1029, "request[ing] the Secretary-General to examine,...the feasibility of transferring UNAMIR non-lethal equipment,...for use in Rwanda;..." it will still be necessary to submit UNAMIR's proposals for asset distribution in the context of a separate report of the Secretary-General. In this regard, please also find attached a copy of the asset disposal plan for ONUMOZ, A/49/649/Add.2 which should be used as a template for the UNAMIR submission. (For your information, the aforementioned documentation was also provided to Mr. Michael Haner during his recent visit to New York, should the quality of this facsimile transmission prove inadequate.)

4. In this connection, we wish to emphasize that the current legislative authority for disposal of assets is as follows (in order of priority):

(a) "All equipment that meets the requirements of other United Nations operations and that it is cost-effective to move shall be redeployed to such operations or held in reserve for use by future operations;

(b) Other equipment shall be transferred to United Nations organizations, as well as to national and international non-governmental organizations already operating in [mission area] or in the process of establishing a presence there, upon request and against appropriate credit to the Special Account for the United Nations [Assistance Mission to Rwanda];

(c) Any remaining material that cannot be moved shall be sold commercially on an 'as is, where is' basis in accordance with standard United Nations procedures;

(d) Assets or installations that cannot be dismantled, including airfield installations, shall be [donated] to the Government of [Rwanda];..." upon authorization of the General Assembly. (Source: A/RES/49/235 on the Financing of the United Nations Operation in Mozambique.)

5. Consequently, UNAMIR is not authorized to proceed with any disposition of assets to the Rwandan Government until a submission is made to the Controller and subsequently to the ACABQ. While your arguments and indications are fully supported here at Headquarters, we must mention that in the absence of a mandate from the General Assembly we would not be in a position to support your previous requests to transfer assets to the Government of Rwanda.

6. Accordingly, we would appreciate receiving a draft disposal plan in the format of the ONUMOZ report not later than 15 January 1996. Upon receipt this report will be reviewed, finalized and forwarded to printing for submission to the Advisory Committee in mid-February at which time we would expect a decision to be taken regarding those assets recommended by UNAMIR for outright contribution to the Government of Rwanda. In this same report it will also be necessary to present the liquidation budget for UNAMIR for the six-week period after 08 March 1996, for which we would also request your input by 15 January.

Annex B.

UNAMIR operations are run in Rwanda making use of an integrated structure composed of military assets, civilian assets and assets provided by contractors.

Contractors deliver essential goods and services to UNAMIR, which aims to provide assistance to the recovery and rehabilitation of Rwanda. UNAMIR contractors are in Rwanda for the sole purpose of providing goods and services to UNAMIR and they should therefore be considered by the Government as an integral part of the UNAMIR machinery for implementing the Security Council mandate.

In view of the fact that contractors do not operate permanent establishments in Rwanda and in view of the essential support they are offering to UNAMIR in the discharge of its mandate, contractors operating in Rwanda should not be requested to pay corporate taxes. In fact there is no precedent of such companies working with UN peace-keeping operations paying taxes in host countries anywhere else in the world.

Handled over to Dusaib.

Sub.

Isel.

(2)

**JOINT MEETING BETWEEN THE RWANDESE GOVERNMENT AND UNAMIR
HELD ON 19 DECEMBER 1995**

On 19 December 1995, a meeting was held between representatives from the Government of Rwanda and UNAMIR to discuss UNAMIR's future mandate and other aspects of UNAMIR/Government relations. The following were present:

Government

Mr. Claude Dusaidi
Mr. Sam Nkusi

Mr. Musoni James
Major Kamarade Kayitare

Office of the Vice-President
Ministry of Transport and
Communication
Ministry of Youth and Cooperatives
RPA Liaison Officer

UNAMIR

Ambassador Shaharyar M. Khan

Brig. Shiva Kumar
Mr. Bill Clive
Ms. Isel Rivero
Mr. Ismael Diallo

Special Representative of the
Secretary-General
Deputy Force Commander
Acting Chief Administrative Officer
Special Assistant to SRSG
Spokesman

1. SRSG opened the meeting by stating that the meetings of the Joint Commission had been valuable in clarifying the Government of Rwanda's position on the mandate. He suggested that the meetings continue over the phase-down period and be held twice a month. He informed Mr. Dusaidi that the scaling down of UNAMIR had already begun with the CIVPOL, Military Police and MILOBS. A more precise schedule would emerge in a few days' time. Taking note of UNAMIR's scaling down, Mr. Dusaidi agreed that meetings of the Joint Commission should be held fortnightly starting from Tuesday, 9 January.

2. SRSG then referred to the International Tribunal which was beginning its technical work in Kibuye during the present week. UNAMIR would be providing the security required. He assured Mr. Dusaidi that the Tribunal had been informed that as of 8 March 1996, they would have to provide their own security. The Acting Force Commander indicated that the International Tribunal would be sending out forensic experts to Kibuye from Wednesday, 20 December. He asked for cooperation from the Rwandese authorities to assist and facilitate their work. Mr. Dusaidi replied that he would be informing the appropriate authorities.

3. On the issue of equipment, SRSG stated that following Security Council guidelines UNAMIR and UN HQ were examining possibilities on how to move forward. As a separate issue, he urged Mr. Dusaidi to provide a response on the equipment list to be financed from the Trust Fund. Mr. Dusaidi replied that the Rwandan Ambassador was pursuing the matter at the United Nations. Regarding the list provided by UNAMIR he indicated that a reply to the Trust Fund list would be forthcoming shortly.

4. On the question of the SOFA, Mr. Dusaidi informed the SRSG that his colleagues were studying UNAMIR's comments and would revert to the matter as soon as they had completed their review. It was noted that the housing/administration sub-Committee had met and would continue its work in the following week.

5. SRSG then explained that a legal interpretation of UNAMIR Sub-contractors terms was expected from New York. He assured Mr. Dusaidi that delays in the discussions with the Sub-contractors was an internal United Nations technical problem and not an unwillingness to negotiate with the Government of Rwanda.

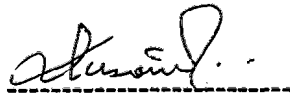
6. Mr. Nkusi reverted to the problem of UNAMIR staff which were departing the mission area and not paying their telephone bills. The SRSG replied that the Administration was in the process of finalizing a list of staff who were departing.

7. Mr. Nkusi pointed out that the equipment list provided by UNAMIR included equipment which was out of service and which needed repair. Mr. Clive, as Acting CAO, reiterated UNAMIR's position to cooperate with the Government of Rwanda in examining the reservations expressed by Mr. Nkusi at the technical working group level. He added that faulty equipment would not be placed against the Trust Fund. It was agreed that technicians from both sides would attempt to evaluate the depreciation of each item.

8. The Acting Force Commander requested that a centralized system of requests for UNAMIR engineering assistance be put in place by the Government of Rwanda. Since requests were received from different Ministries and sources, UNAMIR could not anticipate the Government's priorities. Mr. Dusaidi agreed with the request and promised to follow-up through the Liaison Officer.

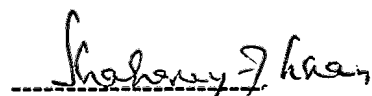
9. Mr. Nkusi informed the SRSG that the Government was adhering to the policy that all organizations operating in Rwanda needed to register their communication equipment and follow the frequency guidelines provided by the Government. In addition, NGOs leaving the country needed to declare their communication equipment prior to departure. SRSG requested Mr. Nkusi to provide him with written instructions which he would share with the Heads of UN Agencies and Programmes as well as with NGOs.

10. It was agreed that the next meeting would be held 9 January 1996.



Claude Dusaidi

Date: 5/1/95



Shaharyar M. Khan

Date: 20-12-95

**JOINT MEETING BETWEEN THE RWANDESE GOVERNMENT AND UNAMIR
HELD ON 12 DECEMBER 1995**

On 12 December 1995, a meeting was held between representatives from the Government of Rwanda and UNAMIR to discuss UNAMIR's mandate and other aspects of UNAMIR/Government relations. The following were present:

Government

Mr. Claude Dusaidi	Office of the Vice-President
Mr. Sam Nkusi	Ministry of Transport and Communication
Mr. Felix Bagambiki	Ministry of Foreign Affairs
Major Kamarade Kayitare	RPA Liaison Officer

UNAMIR

Ambassador Shaharyar M. Khan	Special Representative of the Secretary-General
Brig. Shiva Kumar	Deputy Force Commander
Mr. Mr. Wilfrid de Souza	Executive Director
Ms. Susan Mathew	Chief Administrative Officer
Ms. Isel Rivero	Special Assistant to SRSG
Mr. Ismael Diallo	Spokesman
Mr. Mamady Condé	Senior Political Officer

1. SRSG opened the meeting by noting that a final decision on the mandate would most likely be taken during the afternoon [12 December] by the Security Council. UNAMIR had all along been ready to implement the decision of the Security Council of which Rwanda was a member. The Secretary-General's report had clearly stated United Nations's position regarding the mandate. He added that the Sub-Committees on SOFA and Property should begin meeting as early as possible in order to finalize all pending matters prior to the holidays.

2. Mr. Dusaidi agreed that the Sub-Committees should start their work during the current week. Referring to the mandate, Mr. Dusaidi recapitulated that security was the exclusive prerogative of Rwanda and that there would be no compromise on this item. He remarked that even numbers were negotiable, but Rwanda would not compromise on the issue of security. He explained that following the Cairo Conference, and because of the views

expressed by friendly countries, the Government of Rwanda had acquiesced in UNAMIR's presence. He was certain that the problem of refugee return was not related to UNAMIR and the real reason for their not returning was that they were being held hostage by the criminals. He regretted that ten days after the conclusion of the Cairo Conference, Zaire appeared to be resiling from its decision to hand back assets which did not augur well for the implementation process.

3. Mr. Dusaidi added that though he understood that the International Tribunal needed protection, Rwanda was ready to provide it. In fact Rwanda shared the Tribunal's objective of bringing genocide criminals to justice and there was no conflict of interest. The Tribunal had known all along that UNAMIR was phasing out and should have made appropriate arrangements. Rwanda was ready to fill the gap by providing security until the Tribunal made its own arrangements.


4. The SRSB recalled that UNAMIR was ready to phase out at the end of the current mandate but the international community felt that its departure might give negative signals to the refugee population. It was also the feeling of the international community that should there be forced repatriation, as in August this year, UNAMIR had the means to provide support for a massive influx. While noting Mr. Dusaidi's statement regarding security for the Tribunal, he emphasized that the International Tribunal had insisted on being protected by an international force, a principle that had been accepted by the Vice-President during his meeting with Judge Goldstone. SRSB stated that Mr. Dusaidi's views would be communicated to New York.

5. Mr. Dusaidi then referred to international contractors associated with UNAMIR who were not fulfilling their financial obligations, some had even left the country without paying their dues. He had asked the contractors to meet with the Ministry of Finance officials to sort out the problems of financial dues and taxes. SRSB explained that the contractors were under the impression that it was up to UNAMIR to meet their financial obligations vis a vis the Rwandese Government. This matter was being studied by New York. However, meetings of contractors with the Government could proceed as planned so that the issue is negotiated in a spirit of understanding and cooperation.

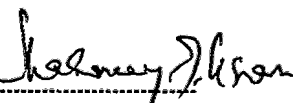
6. Regarding UNAMIR's equipment, Mr. Dusaidi indicated that he was aware that there was a paragraph in the draft Security Council Resolution mentioning Rwanda's request to the Secretary General. SRSB reminded Mr. Dusaidi to provide at the next meeting, the Government's views on the equipment to be acquired through the Trust Fund.

7. Mr. Nkusi then referred to the increasing number of international staff who are leaving without paying their telephone bills. He asked that a list of staff be provided in order to enable the Government to identify the officials against whom dues might be outstanding. SRSB informed him that he had issued an Administrative Instruction asking for all Staff to clear their outstanding telephone bills prior to departing.

8. Referring to the recent eviction of NGOs by the Government, Mr. Nkusi also indicated that all communication equipment leaving Rwanda would have to obtain a clearance. He also remarked that cooperation with UNAMIR staff had recently deteriorated. SRSB replied that he would look into the matter since cooperation between the Government and UNAMIR had always been positive.



Claude Dusaidi
Date: 18/12/95



Shaharyar M. Khan
Date: 16-12-95

**JOINT MEETING BETWEEN THE RWANDESE GOVERNMENT AND UNAMIR
HELD ON 5 DECEMBER 1995**

On 5 December 1995, a meeting was held between representatives from the Government of Rwanda and UNAMIR to discuss UNAMIR's future mandate and other aspects of UNAMIR/Government relations. The following were present:

Government

Mr. Claude Dusaidi	Office of the Vice-President
Mr. Bagambiki Felix	Ministry of Foreign Affairs
Mr. Senglo Nsengumuzemyi	Ministry of Planning
Major Kamarade Kayitare	RPA Liaison Officer

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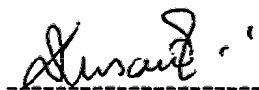
Ambassador Shaharyar M. Khan	Special Representative of the Secretary-General
Major-General Guy Tousignant	Force Commander
Mr. Wilfrid de Souza	Executive Director
Ms. Susan Mathew	Chief Administrative Officer
Ms. Isel Rivero	Special Assistant to SRSG
Mr. Ismael Diallo	Spokesman

1. The SRSG opened the meeting by summarizing the Observations Chapter of the United Nations Secretary General Report to the Security Council. Specifically he drew the attention of Mr. Dusaidi to paragraphs 45 through 51. He recalled that United Nations Peace Keeping Missions were financed from assessed contributions while developmental activities were financed from voluntary contributions through the UNDP and specialized agencies.

2. SRSG also pointed out that the United Nations would respect the views expressed by Rwanda and the Security Council regarding UNAMIR. He added that the Secretary General, having stated his position in the report would respect any decisions taken by the Council.

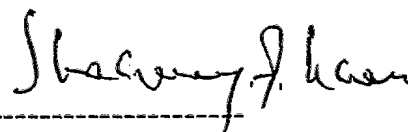
3. Mr. Dusaidi thanked the SRSG for his introduction and views on the report. He added that the Government of Rwanda was open to receive any proposals either from the Secretary General or from the Security Council, including the extension of UNAMIR for an additional three months. His Government had already submitted its position which indicated that the modalities for UNAMIR's presence would have to be negotiated.
4. SRSG indicated that the United Nations was not likely to make any proposal or take any initiative. It was now up to the Security Council to discuss options with the Government of Rwanda. He added that he was ready to transmit any views that the Government of Rwanda wished to make to the Council if so requested. The SRSG added that a decision on whether the services of the CIVPOL trainers were required by the Government of Rwanda would have to be made. Otherwise the CIVPOL would leave after December 8. He added that he hoped the Council would make recommendations on the equipment issue.
5. Mr. Dusaidi took note and informed the meeting that the Security Council was holding Informal Consultations at 10:30 a.m. on 4th December.
6. The SRSG informed Mr. Dusaidi that Messrs. Ncube and Zorrilla would be the UNAMIR representatives in the discussions on SOFA. He then gave Mr. Dusaidi a letter requesting that equipment be released for shipment outside Rwanda. He added that there were three categories of equipment which should be released: a) equipment which belonged to other countries, b) APC's and c) equipment which was required by other peace keeping missions. He recalled that Mr. Dusaidi had agreed to their release.
7. Mr. Dusaidi gave the SRSG a copy of the Finance Minister's report on UNAMIR's contractors. The SRSG suggested that the Government contact the contractors directly since they were not part of the United Nations. Mr. Dusaidi indicated that the Contractors were not cooperative and the Government would be hesitant in carrying out reprisals that would implicate the United Nations. There were four companies that were included in the Finance Minister's report. The SRSG promised to contact their Management in order that discussions would proceed in a cooperative manner.

8. The SRSG informed Mr. Dusaidi that the Deputy Prosecutor Judge Rakotomanana had been searched at the airport. The Judge had the same privileges and immunities that other United Nations High Officials enjoy. Mr. Dusaidi confirmed that he would look into the matter to avoid a recurrence.



Claude Dusaidi

Date: 8/12/95



Shaharyar M. Khan

Date: 6-12-95

Disposal of UN Assets

1. UN Policy for the disposal of its assets used for peace-keeping operations has been prescribed by a resolution passed in the UN General Assembly which cannot be altered except through another decision by the General Assembly.

2. The prescribed policy providing priority for disposal of equipment is as follows:

- i) Other Peace-Keeping Missions
- ii) Local UN Offices/Agencies
- iii) Local NGO's and Host Government.

3. The process of identifying which items are required by other peace-keeping operations and which would be available for UN Agencies, NGO's and host government is currently being addressed. This process is expected to be completed by 27 November. A clear picture of disposable items will be available after that date.

Non-paper on UNAMIR Mandate

A Summary of positions taken at discussions

1. UN's position on the mandate remains that when its mandate ends on 8 December, it would phase-out. Any change in this assumption would need to be agreed in the Security Council of which Rwanda is a member.

2. At a meeting in New York on 2 November, the donor countries and troop contributing countries (G-10) agreed on a consensus view related to UNAMIR's mandate. G-10 requested UN to convey this consensus view to the Government of Rwanda. The consensus view conveyed by SRSG on November 7 at the weekly meeting was as follows:

a) UNAMIR's present status-quo should be maintained for the next six month mandate period. This would, in effect, mean retaining the current strength of i) formed troops [1800] ii) Military Observers [320] iii) Civpol [120] and civilian. Adjustments could be made in the strength of Milobs and Civpol and also in the mandate to make it more relevant.

b) The essential reason for this request was related to the safe and secure return of refugees. In the wake of the threatened forced repatriation by Zaire/Tanzania, a concerted effort was currently being made by Rwanda, UNHCR and the neighbouring countries for the voluntary repatriation of refugees from Zaire, Tanzania and Burundi. Tripartite Meetings had been held and the international community was supporting efforts by UNHCR and regional states to mount a supreme effort with a view to persuading refugees to return voluntarily. UNAMIR's continued presence in Rwanda during this campaign was viewed by G-10 as a positive factor in encouraging voluntary return and in providing practical assistance to Rwanda in their return and resettlement.

c) The UN Agencies, notably UNHCR, the Tribunal and UN High Commissioner for Refugees also favoured a continuation of UNAMIR in its present strength.

d) The next three to six months were seen as critical in this effort. UNAMIR's presence was therefore not open-ended but essentially viewed in the context of the next six months .

d) There was no guarantee of success in the current efforts for a voluntary repatriation of refugees. However, even if the effort failed, there was the prospect of forced repatriation which could lead to a mass influx of refugees. In either eventuality, UNAMIR's presence, in the short term, was seen as a positive, helpful factor in cooperating with the Rwandese Government to receive and re-settle refugees.

e) Examples of successful cooperation on the ground between the Government of Rwanda, UNAMIR and the Agencies were: i) during the forced repatriation by Zaire of 14000 refugees in August. These refugees were efficiently and humanely received and settled in their communes. ii) Similarly, nearly a million IDPs in the Zone Turquoise were settled through cooperation between the Rwandese Government and UN. During the critical six month period ahead, G-10 were of the view that similar practical cooperation between the Rwandese Government and UNAMIR would enable a smooth transfer and resettlement of refugees. UNAMIR's specialised engineering, transport and communications units would be particularly useful in this process.

f) On the other hand, if, during this critical period, UNAMIR was seen to be withdrawing, it could send a negative message to the refugees and also to regional countries.

g) G-10 fully accepted that security and protection of refugees was essentially the responsibility of the Rwandese Government. UNAMIR's role was to provide practical support at a critical time and to help in confidence building measures.

3. G-10 considered 1800 formed troops to be a minimum " critical mass" and added that a reduction in the number of formed troops was not considered advisable as it would mean concentrating UNAMIR's formed troop contingent in Kigali and projecting the undesirable

image of UN forces protecting themselves. The basic task of providing confidence and practical help to incoming refugees would not be met. A reduced military contingent would cease to be an operational unit and the practical advantages of having an engineering, transport and communications unit would no longer be available. Moreover, Milobs acting on their own, had no relevant mandate as their presence was not related to military objectives such as monitoring a cease-fire or cross border operations. UNAMIR's presence could not be justified only to protect the Tribunal and other agencies, even though at present it performed this task as an ancillary role.

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**JOINT MEETING BETWEEN THE RWANDESE GOVERNMENT AND UNAMIR
HELD ON 28 NOVEMBER 1995**

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On 28 November 1995, a meeting was held between representatives from the Government of Rwanda and UNAMIR to discuss UNAMIR's future mandate and other aspects of UNAMIR/Government relations. The following were present:

Government

Mr. Claude Dusaidi	Office of the Vice-President
Mr. Ndazero Lazare	Ministry of Rehabilitation and Reintegration
Mr. Higiro Thaddée	Ministry of Foreign Affairs
Mr. Senglo Nsengumuzemyi	Ministry of Planning
Mr. Sam Nkusi	Ministry of Transport and Communication
Major Kamarade Kayitare	RPA Liason Officer

UNAMIR

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Ambassador Shaharyar M. Khan	Special Representative of the Secretary-General
Mr. Wilfrid de Souza	Executive Director
Ms. Susan Mathew	Chief Administrative Officer
Ms. Isel Rivero ✓	Special Assistant to the SRSG
Mr. Ismael A. Diallo	Spokesman
Mr. Mtshana Ncube	Senior Legal Officer

1. The SRSG opened the meeting by indicating that he expected to continue holding the Tuesday meetings since these were useful in expediting pending matters. He then informed Mr. Dusaidi that the Secretary General's report to the Security Council was expected to be circulated by 1 December. The report was also expected to reflect Rwanda Government's view on UNAMIR's mandate as also the views of the G-10. United Nations was ready to implement whatever decision the Council would take.
 2. On the equipment issue, a reply had been received from Headquarters. Firstly, the equipment already on loan to the Government of Rwanda could be adjusted through the Trust Fund. Secondly, the United Nations considered that any equipment which
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was too costly to remove, or which was not required by other peace keeping missions or United Nations agencies, would be made available to Rwanda in accordance with General Assembly Resolutions. He provided Mr. Dusaidi with a list of equipment on loan to the Government which indicated a depreciated value of US\$144,000.

3. Referring to the mandate, Mr. Dusaidi stated that the Government's decision was final and could not change. He also added that the Government of Rwanda was always prepared to consider another United Nations mission appropriate to the needs of the country. Mr. Dusaidi welcomed a partial decision on the equipment. He hoped that the General Assembly would respond favorably to Rwanda's request for equipment. He assured the SRSG of his Government's full cooperation in UNAMIR's withdrawal.

4. Mr. Dusaidi continued by saying that he had communicated to the SRSG the names of the Rwandese team which jointly with UNAMIR would look into the damages caused by rental of premises or use of infrastructure. He also wanted a speedy solution to the problem of UNAMIR's subcontractors by preventing legal actions against it, as it had occurred in Somalia.

5. Mr. Nkusi referred to the list of equipment on loan to the Government of Rwanda and stated that he thanked UNAMIR for placing a large generator on the list. However, items listed on pages 2, 3 and 4 were not separate but part of one set of communication equipment. This equipment was not operational, was antiquated and the Government of Rwanda would rather return it. He had approached UNAMIR unsuccessfully to repair the equipment. In addition, the depreciated value was too high. Mr. Nkusi underlined that the Government of Rwanda had not charged UNAMIR for the use of RwandaTel infrastructure and that these charges should offset the cost of the equipment.

6. The SRSG commented that the Government of Rwanda was not obliged to retain the equipment on the list. He welcomed comments also on non-communication equipment. However, he again clarified that any equipment transaction had to be made according to General Assembly Resolutions.

7. Mr. Nkusi pointed out that many UNAMIR staff were leaving without paying their telephone bills which, so far, amounted to over RFr. 2 million.

8. The SRSG replied that the use of Rwanda's infrastructure was regulated by SOFA. He suggested that a communication expert should be added to the names

proposed for the working group which is to review damages inflicted by UNAMIR on Rwanda's property. The suggestion was accepted. The representatives from UNAMIR would be Messrs. Lombardo, Solbek and Anglin. The SRSG also stated that administrative measures would be taken to prevent outstanding telephone bills to remain unpaid by UNAMIR staff.


9. Ms. Mathew requested the names and copies of telephone bills from UNAMIR staff who had not honoured their commitments.

10. The SRSG then provided Mr. Dusaidi with an Aide Memoire on a pending case related to communication equipment being held at the airport. He also provided Mr. Dusaidi with a non-paper on SOFA and suggested that nominations be made for another working group to study the amendments suggested by the Government. Mr. Dusaidi indicated that he would secure the release of equipment being held at the airport.

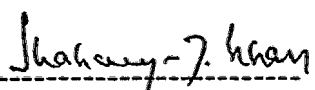
11. Mr. Nkusi explained that the reason why the equipment had been held up was due to UNAMIR's lack of explanation on its intended use. One set contained satellite hardware to boost Radio UNAMIR's transmission. The second set did not even have documentation. If UNAMIR would have provided a reasonable explanation the equipment would have been released.

12. SRSG thanked Mr. Nkusi and pointed out that the equipment intended for Radio UNAMIR had been requested as a fall back position should its transmissions not reach the camps in neighboring countries. However, since the Government of Rwanda had made transmission facilities available, the equipment had not been required. With the cooperation of the Government, this equipment could now be shipped elsewhere.

13. Before closing, the SRSG requested the assistance of the Rwandese Government in issuing visa extensions to UNAMIR staff beyond December 8. Mr. Dusaidi stated that he saw no problems in complying with this request.



Claude Dusaidi
29/Nov/95



Shaharyar M. Khan
29. November 1995

**JOINT MEETING BETWEEN THE RWANDESE GOVERNMENT AND UNAMIR
HELD ON 28 NOVEMBER 1995**

On 28 November 1995, a meeting was held between representatives from the Government of Rwanda and UNAMIR to discuss UNAMIR's future mandate and other aspects of UNAMIR/Government relations. The following were present:

Government

Mr. Claude Dusaidi	Office of the Vice-President
Mr. Ndazero Lazare	Ministry of Rehabilitation and Reintegration
Mr. Higiro Thaddée	Ministry of Foreign Affairs
Mr. Senglo Nsengumuzemyi	Ministry of Planning
Mr. Sam Nkusi	Ministry of Transport and Communication
Major Kamarade Kayitare	RPA Liason Officer

UNAMIR

Ambassador Shaharyar M. Khan	Special Representative of the Secretary-General
Mr. Wilfrid de Souza	Executive Director
Ms. Susan Mathew	Chief Administrative Officer
Ms. Isel Rivero \	Special Assistant to the SRSG
Mr. Ismael A. Diallo	Spokesman
Mr. Mtshana Ncube	Senior Legal Officer

1. The SRSG opened the meeting by indicating that he expected to continue holding the Tuesday meetings since these were useful in expediting pending matters. He then informed Mr. Dusaidi that the Secretary General's report to the Security Council was expected to be circulated by 1 December. The report was also expected to reflect Rwanda Government's view on UNAMIR's mandate as also the views of the G-10. United Nations was ready to implement whatever decision the Council would take.

2. On the equipment issue, a reply had been received from Headquarters. Firstly, the equipment already on loan to the Government of Rwanda could be adjusted through the Trust Fund. Secondly, the United Nations considered that any equipment which

was too costly to remove, or which was not required by other peace keeping missions or United Nations agencies, would be made available to Rwanda in accordance with General Assembly Resolutions. He provided Mr. Dusaidi with a list of equipment on loan to the Government which indicated a depreciated value of US\$144,000.

3. Referring to the mandate, Mr. Dusaidi stated that the Government's decision was final and could not change. He also added that the Government of Rwanda was always prepared to consider another United Nations mission appropriate to the needs of the country. Mr. Dusaidi welcomed a partial decision on the equipment. He hoped that the General Assembly would respond favorably to Rwanda's request for equipment. He assured the SRSG of his Government's full cooperation in UNAMIR's withdrawal.

4. Mr. Dusaidi continued by saying that he had communicated to the SRSG the names of the Rwandese team which jointly with UNAMIR would look into the damages caused by rental of premises or use of infrastructure. He also wanted a speedy solution to the problem of UNAMIR's subcontractors by preventing legal actions against it, as it had occurred in Somalia.

5. Mr. Nkusi referred to the list of equipment on loan to the Government of Rwanda and stated that he thanked UNAMIR for placing a large generator on the list. However, items listed on pages 2, 3 and 4 were not separate but part of one set of communication equipment. This equipment was not operational, was antiquated and the Government of Rwanda would rather return it. He had approached UNAMIR unsuccessfully to repair the equipment. In addition, the depreciated value was too high. Mr. Nkusi underlined that the Government of Rwanda had not charged UNAMIR for the use of RwandaTel infrastructure and that these charges should offset the cost of the equipment.

6. The SRSG commented that the Government of Rwanda was not obliged to retain the equipment on the list. He welcomed comments also on non-communication equipment. However, he again clarified that any equipment transaction had to be made according to General Assembly Resolutions.

7. Mr. Nkusi pointed out that many UNAMIR staff were leaving without paying their telephone bills which, so far, amounted to over RFr. 2 million.

8. The SRSG replied that the use of Rwanda's infrastructure was regulated by SOFA. He suggested that a communication expert should be added to the names

proposed for the working group which is to review damages inflicted by UNAMIR on Rwanda's property. The suggestion was accepted. The representatives from UNAMIR would be Messrs. Lombardo, Solbek and Anglin. The SRSB also stated that administrative measures would be taken to prevent outstanding telephone bills to remain unpaid by UNAMIR staff.

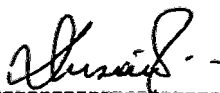
9. Ms. Mathew requested the names and copies of telephone bills from UNAMIR staff who had not honoured their commitments.

10. The SRSB then provided Mr. Dusaidi with an Aide Memoire on a pending case related to communication equipment being held at the airport. He also provided Mr. Dusaidi with a non-paper on SOFA and suggested that nominations be made for another working group to study the amendments suggested by the Government. Mr. Dusaidi indicated that he would secure the release of equipment being held at the airport.

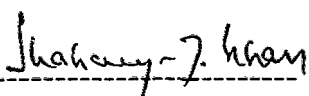
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13. Before closing, the SRSB requested the assistance of the Rwandese Government in issuing visa extensions to UNAMIR staff beyond December 8. Mr. Dusaidi stated that he saw no problems in complying with this request.



Claude Dusaidi
29/Nov/95



Shaharyar M. Khan
29. November 1995

**JOINT MEETING BETWEEN THE RWANDESE GOVERNMENT AND UNAMIR
HELD ON 28 NOVEMBER 1995**

On 28 November 1995, a meeting was held between representatives from the Government of Rwanda and UNAMIR to discuss UNAMIR's future mandate and other aspects of UNAMIR/Government relations. The following were present:

Government

Mr. Claude Dusaidi	Office of the Vice-President
Mr. Ndazero Lazare	Ministry of Rehabilitation and Reintegration
Mr. Higiro Thaddée	Ministry of Foreign Affairs
Mr. Senglo Nsengumuzemyi	Ministry of Planning
Mr. Sam Nkusi	Ministry of Transport and Communication
Major Kamarade Kayitare	RPA Liason Officer

UNAMIR

Ambassador Shaharyar M. Khan	Special Representative of the Secretary-General
Mr. Wilfrid de Souza	Executive Director
Ms. Susan Mathew	Chief Administrative Officer
Ms. Isel Rivero	Special Assistant to the SRSG
Mr. Ismael A. Diallo	Spokesman
Mr. Mtshana Ncube	Senior Legal Officer

1. The SRSG opened the meeting by indicating that he expected to continue holding the Tuesday meetings since these were useful in expediting pending matters. He then informed Mr. Dusaidi that the Secretary General's report to the Security Council was expected to be circulated by 1 December. The report was also expected to reflect Rwanda Government's view on UNAMIR's mandate as also the views of the G-10. United Nations was ready to implement whatever decision the Council would take.

2. On the equipment issue, a reply had been received from Headquarters. Firstly, the equipment already on loan to the Government of Rwanda could be adjusted through the Trust Fund. Secondly, the United Nations considered that any equipment which

was too costly to remove, or which was not required by other peace keeping missions or United Nations agencies, would be made available to Rwanda in accordance with General Assembly Resolutions. He provided Mr. Dusaidi with a list of equipment on loan to the Government which indicated a depreciated value of US\$144,000.

3. Referring to the mandate, Mr. Dusaidi stated that the Government's decision was final and could not change. He also added that the Government of Rwanda was always prepared to consider another United Nations mission appropriate to the needs of the country. Mr. Dusaidi welcomed a partial decision on the equipment. He hoped that the General Assembly would respond favorably to Rwanda's request for equipment. He assured the SRSG of his Government's full cooperation in UNAMIR's withdrawal.

4. Mr. Dusaidi continued by saying that he had communicated to the SRSG the names of the Rwandese team which jointly with UNAMIR would look into the damages caused by rental of premises or use of infrastructure. He also wanted a speedy solution to the problem of UNAMIR's subcontractors by preventing legal actions against it, as it had occurred in Somalia.

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8. The SRSG replied that the use of Rwanda's infrastructure was regulated by SOFA. He suggested that a communication expert should be added to the names

proposed for the working group which is to review damages inflicted by UNAMIR on Rwanda's property. The suggestion was accepted. The representatives from UNAMIR would be Messrs. Lombardo, Solbek and Anglin. The SRSG also stated that administrative measures would be taken to prevent outstanding telephone bills to remain unpaid by UNAMIR staff.

9. Ms. Mathew requested the names and copies of telephone bills from UNAMIR staff who had not honoured their commitments.

10. The SRSG then provided Mr. Dusaidi with an Aide Memoire on a pending case related to communication equipment being held at the airport. He also provided Mr. Dusaidi with a non-paper on SOFA and suggested that nominations be made for another working group to study the amendments suggested by the Government. Mr. Dusaidi indicated that he would secure the release of equipment being held at the airport.

11. Mr. Nkusi explained that the reason why the equipment had been held up was due to UNAMIR's lack of explanation on its intended use. One set contained satellite hardware to boost Radio UNAMIR's transmission. The second set did not even have documentation. If UNAMIR would have provided a reasonable explanation the equipment would have been released.

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13. Before closing, the SRSG requested the assistance of the Rwandese Government in issuing visa extensions to UNAMIR staff beyond December 8. Mr. Dusaidi stated that he saw no problems in complying with this request.

Claude Dusaidi

Shaharyar M. Khan

**JOINT MEETING BETWEEN THE RWANDESE GOVERNMENT AND UNAMIR
HELD ON 20 NOVEMBER 1995**

On 20 November 1995, a meeting was held between representatives from the Rwandese Government and UNAMIR to discuss UNAMIR's future mandate and other aspects of UNAMIR/Government relations. The following were present:

Government

Mr. Claude Dusaidi	Office of the Vice-President
Dr. Emmanuel Ndahiro	Office of the Vice-President
Mr. Senglo Nsengumuzemyi	Ministry of Planning
Major Mushyo Kamanzi	Ministry of Defence
Major Kamarade Kayitare	RPA Liaison Officer
Mr. Higiro Thaddée	Ministry of Foreign Affairs
Mr. Ndazero Lazare	Ministry of Rehabilitation and Reintegration

UNAMIR

Amb. Shaharyar M. Khan	Special Representative of the Secretary-General
Maj. Gen. Guy Tousignant	Force Commander
Mr. Wilfrid de Souza	Executive Director
Ms. Susan Matthew	Chief Administrative Officer
Ms. Isel Rivero	Special Assistant to the SRSG
Mr. Ismaël A. Diallo	Spokesman
Mr. Mtshana Ncube	Senior Legal Officer
Mr. Mamady Condé	Senior Political Affairs Officer

1. The SRSG opened the meeting by offering two clarifications. First, that UNAMIR was ready to discuss the SOMA either in Kigali or in New York. Second, that the issue of equipment was not a matter to be decided at the SRSG level but at Headquarters. The Foreign Minister's letter to the Secretary General had been brought to the attention of New York Headquarters. The issue was being given urgent attention and should it be completed before 27th November, Mr. Dusaidi would be immediately informed in order to proceed with consultations.

2. Mr. Dusaidi replied that the Government was also ready to discuss the Status of Forces Agreement (SOFA). He asked SRSG to give him a paper outlining the general position of the United Nations on the Status of Forces Agreement. Regarding equipment, he had prepared a list (copy attached) enumerating the requirements of the Rwandese Government in order to facilitate UNAMIR's task,

3. The SRSG suggested that the letter to the Secretary General referred to before, should be circulated to member states. Mr. Dusaidi indicated that the Rwandan Permanent Representative to the United Nations had been instructed to circulate it among Security Council members.

4. Mr. Dusaidi then stated that the Rwandese Ambassador had been called by Mr. Riza, DPKO, to protest the impounding of UNAMIR APCs by the Rwandan Government. This was not the case, and there had obviously been a misunderstanding. The SRSG replied that he was surprised at the news. The question of APCs had already been discussed with the Government which had taken note of the fact that the equipment was owned by a particular member state who was not agreeable to the equipment being left behind. Both the Force Commander and the CAO agreed and added that only logistical problems were delaying the transport of the APCs and that there had been no disagreement by the Government. The Force Commander also mentioned that as far as the military were concerned, the only outstanding issue was the demolition of Belgian ammunition. New York had been consulted and a reply was still pending.

5. Referring to the transfer out of Rwanda of UNAMIR equipment, SRSG clarified that he would ensure that equipment under negotiation with the Rwandese Government would not be sent out while a decision on the issue was being taken. However these items that were clearly not part of the pool of equipment that could be left behind for Rwanda e.g for Angola (UNAVEM), would be trans-shipped but only after SRSG had himself signed the document. This procedure required his personal clearance to ensure that nothing was moved out of Rwanda that belonged to the pool of items under negotiation. The recent consignment of spare parts and electrical sundries was destined to UNAVEM (ANGOLA) and fell within the first priority category of equipment transfer.

6. Both the SRSG and Mr. Dusaidi agreed that a committee to review repairs and rehabilitation of facilities occupied by UNAMIR should begin its work as early as possible. In this regard, the CAO provided a summary of repairs and rehabilitation work carried out by UNAMIR, to date.

7. Mr. Dusaidi then explained that the UNAMIR's future mandate had been discussed by Rwandan authorities at the highest level. They had authorized him to convey the Rwandan Government's reactions. Mr. Dusaidi continued explaining that when renewing UNAMIR's mandate on 9th June, it had been made very clear that UNAMIR would phase out after the current mandate. In the interim period, the Rwandan Government saw no serious reason to revise its earlier decision. Accordingly, when the mandate was completed on December 8, UNAMIR should phase out.

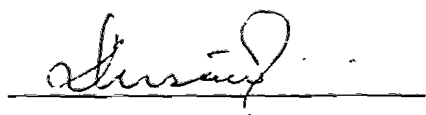
8. Mr. Dusaidi also stated that in Rwanda's view if the United Nations still had a role to play in the country, it was in the practical field of providing Rwanda the support to bridge the gap created by last year's events in the form of technology, rehabilitation, doctors, agricultural experts, technicians, etc. As these activities could not be part of UNAMIR, it was best for it to close down after December 8.

9. The SRSG thanked Mr. Dusaidi for a concise clarification and indicated that these views would be conveyed to New York Headquarters.

10. Mr. Dusaidi then stated that he wished to put on record the Government's appreciation for the sacrifices and contributions that UNAMIR personnel had made during their tenure in Rwanda. He said that their efforts, often made in difficult conditions, had contributed significantly to Rwanda's reconstruction.

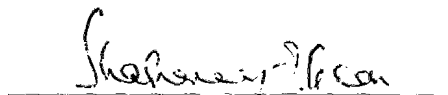
11. The Force Commander added that he had two points to make. First he was thankful to the Government of Rwanda for the words of appreciation. Soldiers were not always aware of the political aspects of their work, and it would give them enormous satisfaction to receive recognition for job well done. Second, he wished to inform the meeting that the withdrawal of UNAMIR would take from 71 to 97 days.

12. Mr. Dusaidi assured the Force Commander of his Government's full cooperation.



Claude Dusaidi

20 November 1995



Shaharyar M. Khan

23 November 1995

List of Equipment for Disposal

Generators

Vehicles - Heavy Duty and Sedan

Water Purification Units

Pumps

Tanks/Containers

Tents

Office Furniture/Equipment

Photocopiers

Radio/VHF equipment

Freezers/Refrigerators

Photograph/Microfilm Equipment

TV/VCR Sets

P. sent to agencies - outline of LIS

A & B

E1
CAR

M. DAO
Phase discussion
29-11-95
WS
29.11
Scaunye

Reçu le 20 NOV. 1995

PS/6
CRN 400

A. UN HOSPITAL

WITH ALL ITS EQUIPMENT

B. TELECOMMUNICATION

- MOBILE & PORTABLE RADIOS
- REPEATER SYSTEMS
- HF SSB RADIOS
- SATELLITE SYSTEMS (VSATS, INMARSATS)
- MULTIPLEX EQUIPMENT
- TELEPHONE PABXS
- TELEPHONE RURAL LINKS
- METERING, TEST EQUIPMENT & TOOLS
- SPECTRUM ANALYSERS

C. BROADCAST EQUIPMENT

- RADIO UNAMIR + ACCESORIES

D. SPECIAL EQUIPMENT

- BONOCULARS
- NIGHT VISION GOGGLES
- DIRECTION FINDERS
- MOBILE RADAR/RADAR GUN
- MINE DETECTORS
- METAL DETECTORS (PORTABLE & WALK THROUGH)

E. GENERATORS

- VARIOUS SIZES (LARGE, MEDIUM, AND SMALL)

F. OFFICE EQUIPMENT

- COMPUTER
 - PRINTERS
 - OFFICE FURNITURE
 - SHREDDERS
 - FAX MACHINES
 - COPY WRITERS
-

P6/2
CRW 400

G. VEHICLES

- **HEAVY DUTY VEHICLES**
- FORKLIFTS
- GRADERS
- CRANES
- DOZERS
- GARBAGE COMPACTORS
- SEWAGE TRUCK
- VIBRATOR ROLLER
- BUMP TRUCKS
- LOW LOADERS
- UTILITY VEHICLES (HEAVY) * see attached
- **TRANSPORT VEHICLES**

II. UTILITY UNITS

- WATER PURIFICATION SYSTEMS
- TENTS
- PREFAB UNITS
- PUMPS, TANKS, BLADDERS
- TRAFIPRO COMPLEX
- MAINTENANCE WORKSHOP

I. ARMOURED PERSONNEL CARRIERS
(APCs)

EQUIPMENT ON LOAN TO THE RWANDESE GOVERNMENT

SECTIONS	ACQUISITION COST	DEPRECIATED VALUE
COMMUNICATIONS	57,467.00	32,134.72
EDP	9,431.78	2,724.90
GENERATORS	66,965.40	55,734.00
TRANSPORT	140,454.71	53,846.84
GRAND TOTAL	274,318.89	144,440.46

**EQUIPMENT ISSUED TO GOVERNMENT OF RWANDA
AND OTHER GOVERNMENTAL AGENCIES**

Wednesday, October 18, 1995

Page 1

ARDEC KIGALI

DESCRIPTION	SERIAL #	DECAL #	QTY	MAKE	MODEL	COST OF AQUISITION	DEPRECIATED VALUE
PHOTOCOPIER	2483020044	BR-900/435	1	NASHUA	3115	\$1,700.00	\$680.00

TOTAL COST OF AQUISITION): \$1,700.00

TOTAL DEPRECIATED VALUE): \$680.00

GITARAMA PRISON

DESCRIPTION	SERIAL #	DECAL #	QTY	MAKE	MODEL	COST OF AQUISITION	DEPRECIATED VALUE
PHOTOCOPIER	PCG02252	BR-900/398	1	CANON	NP3050	\$4,105.00	\$205.25

TOTAL COST OF AQUISITION): \$4,105.00

TOTAL DEPRECIATED VALUE): \$205.25

RPA

DESCRIPTION	SERIAL #	DECAL #	QTY	MAKE	MODEL	COST OF AQUISITION	DEPRECIATED VALUE
REPEATER	388CSQ0502	N/A	1	MOTOROLA	MSF5000	\$8,500.00	\$3,717.05

TOTAL COST OF AQUISITION): \$8,500.00

TOTAL DEPRECIATED VALUE): \$3,717.05

RPA LIASON OFFICER

DESCRIPTION	SERIAL #	DECAL #	QTY	MAKE	MODEL	COST OF AQUISITION	DEPRECIATED VALUE
RADIO	1741TEC248	N/A	1	MOTOROLA	GP300	\$500.00	\$306.10
RADIO	1741TEC584	N/A	1	MOTOROLA	GP300	\$500.00	\$306.10

TOTAL COST OF AQUISITION) : \$1,000.00

TOTAL DEPRECIATED VALUE) : \$612.20

RWANDATEL

DESCRIPTION	SERIAL #	DECAL #	QTY	MAKE	MODEL	COST OF AQUISITION	DEPRECIATED VALUE
SOLAR PANEL	00237	N/A	1	SIEMENS	M55	\$200.00	\$200.00
SOLAR PANEL	00238	N/A	1	SIEMENS	M55	\$200.00	\$200.00
SOLAR PANEL	00239	N/A	1	SIEMENS	M55	\$200.00	\$200.00
SOLAR PANEL	00241	N/A	1	SIEMENS	M55	\$200.00	\$200.00
SOLAR PANEL	00250	N/A	1	SIEMENS	M55	\$200.00	\$200.00
SOLAR PANEL	00251	N/A	1	SIEMENS	M55	\$200.00	\$200.00
SOLAR PANEL	00261	N/A	1	SIEMENS	M55	\$200.00	\$200.00
SOLAR PANEL	00262	N/A	1	SIEMENS	M55	\$200.00	\$200.00
SOLAR PANEL	00264	N/A	1	SIEMENS	M55	\$200.00	\$200.00
SOLAR PANEL	00265	N/A	1	SIEMENS	M55	\$200.00	\$200.00
SOLAR PANEL	00267	N/A	1	SIEMENS	M55	\$200.00	\$200.00
SOLAR PANEL	00275	N/A	1	SIEMENS	M55	\$200.00	\$200.00
SOLAR PANEL	00841	N/A	1	SIEMENS		\$200.00	\$200.00
SOLAR PANEL	00842	N/A	1	SIEMENS		\$200.00	\$200.00
SOLAR PANEL	00843	N/A	1	SIEMENS		\$200.00	\$200.00
SOLAR PANEL	00849	N/A	1	SIEMENS		\$200.00	\$200.00
SOLAR PANEL	01141	N/A	1	SIEMENS		\$200.00	\$200.00
SOLAR PANEL	01144	N/A	1	SIEMENS		\$200.00	\$200.00
SOLAR PANEL	01325	N/A	1	SIEMENS		\$200.00	\$200.00

RWANDATEL

DESCRIPTION	SERIAL #	DECAL #	QTY	MAKE	MODEL	COST OF AQUISITION	DEPRECIATED VALUE
SOLAR PANEL	01331	N/A	1	SIEMENS		\$200 00	\$200 00
SOLAR PANEL	01332	N/A	1	SIEMENS		\$200 00	\$200 00
SOLAR PANEL	01378	N/A	1	SIEMENS		\$200 00	\$200 00
SOLAR PANEL	01381	N/A	1	SIEMENS		\$200 00	\$200 00
SOLAR PANEL	01409	N/A	1	SIEMENS		\$200 00	\$200 00
SOLAR PANEL	01441	N/A	1	SIEMENS		\$200 00	\$200 00
SOLAR PANEL	01442	N/A	1	SIEMENS		\$200 00	\$200 00
SOLAR PANEL	01466	N/A	1	SIEMENS		\$200 00	\$200 00
SOLAR PANEL	01468	N/A	1	SIEMENS		\$200 00	\$200 00
SOLAR PANEL	01469	N/A	1	SIEMENS		\$200 00	\$200 00
SOLAR PANEL	01496	N/A	1	SIEMENS		\$200 00	\$200 00
SOLAR PANEL	03793	N/A	1	SIEMENS	M55	\$200 00	\$200 00
SOLAR PANEL	03794	N/A	1	SIEMENS	M55	\$200 00	\$200 00
SOLAR PANEL	03795	N/A	1	SIEMENS	M55	\$200 00	\$200 00
SOLAR PANEL	03796	N/A	1	SIEMENS	M55	\$200 00	\$200 00
RADIO TX	159TTJ7211	N/A	1	MOTOROLA	GM300		
RADIO RX	159TTJ7511	N/A	1	MOTOROLA	GM300		
RADIO RX	159TUS6839	N/A	1	MOTOROLA	GM300		
RADIO TX	159TUS6840	N/A	1	MOTOROLA	GM300		
RURAL TELEPHONE LIN	227617	BT-7250/034	1	EXICOM		\$3,126 50	\$1,367 22
RURAL TELEPHONE LIN	232185	BT-7250/033	1	EXICOM		\$3,126 50	\$1,367 22
RURAL TELEPHONE LIN	232458	BT-7250/047	1	EXICOM		\$3,126 50	\$1,367 22
RURAL TELEPHONE LIN	243232	BT-7250/027	1	EXICOM		\$3,126 50	\$1,367 22
PABX	5BIG002980	N/A	1	PANASONIC	KX-T123210BE	\$1,775 00	\$1,775 00
PABX	5BIG002999	N/A	1	PANASONIC	KX-T123210BE	\$1,775 00	\$1,775 00
SOLAR PANEL	674095	N/A	1	SIEMENS	M55	\$200 00	\$200 00
SOLAR PANEL	690942	N/A	1	SIEMENS	M55	\$200 00	\$200 00
SOLAR PANEL	699650	N/A	1	SIEMENS	M55	\$200 00	\$200 00
SOLAR PANEL	699782	N/A	1	SIEMENS		\$200 00	\$200 00

RWANDATEL

DESCRIPTION	SERIAL #	DECAL #	QTY	MAKE	MODEL	COST OF AQUISITION	DEPRECIATED VALUE
SOLAR PANEL	699783	N/A	1	SIEMENS		\$200 00	\$200.00
SOLAR PANEL	699784	N/A	1	SIEMENS		\$200 00	\$200.00
SOLAR PANEL	699785	N/A	1	SIEMENS		\$200 00	\$200.00
SOLAR PANEL	699788	N/A	1	SIEMENS	M55	\$200 00	\$200.00
SOLAR PANEL	839705	N/A	1	SIEMENS	M55	\$200 00	\$200.00
SOLAR PANEL	839716	N/A	1	SIEMENS	M55	\$200 00	\$200.00
SOLAR PANEL	839741	N/A	1	SIEMENS	M55	\$200 00	\$200.00
SOLAR PANEL	839771	N/A	1	SIEMENS	M55	\$200 00	\$200.00
SUBSCRIBER UNIT	N/A	BT-7250/001	1	EXICOM		\$3,126 50	\$1,367 22
EXCHANGE UNIT (RWA	N/A	BT-7250/009	1	EXICOM		\$3,126 50	\$1,367 22
SUBSCRIBER UNIT (KIBU	N/A	BT-7250/017	1	EXICOM		\$3,126 50	\$1,367 22
EXCHANGE UNIT	N/A	BT-7250/028	1	EXICOM		\$3,126 50	\$1,367 22
REPEATER	N/A	BT-9230/002	1	MOTOROLA	GR300	\$2,200 00	\$1,885 62
REPEATER	N/A	BT-9240/016	1	MOTOROLA	GR300	\$2,200 00	\$1,346 84
RURAL TELEPHONE LIN	N/A	N/A	1	EXICOM	SR210		
RURAL TELEPHONE LIN	N/A	N/A	1	EXICOM	SR210		
SOLAR PANELS	N/A	N/A	8	SEIMENS			

TOTAL COST OF AQUISITION) : \$42,162.00

TOTAL DEPRECIATED VALUE) : \$26,920.22

20.10.95

EDP EQUIPMENT WITH THE GOVERNMENT OF RWANDA

Page: 1

ExDecal	Serial Number	Description	Make	Model	Cost of Acquisition	Date of Acquisition	Depreciated Value	Cost of Shipment	Cost of Shipment
	N/A	CPU	SIREX	486	2,265.00	1.7.92	594.56	0.0025	15.63
	DX9344409	CPU-486	SIREX	486	1,480.00	1.7.92	380.25	0.0025	15.63
	DX9356520	CPU-486	SIREX	486	2,265.00	1.7.92	594.56	0.0025	15.63
	N/A	MODEM	TELEBIT	T 4090	156.00	1.7.92	40.15	0.0025	3.26
	1T34726334	MONITOR	AGC		325.00	1.7.92	83.31	0.0025	15.63
	HS0842415	MONITOR	AGC		325.00	1.7.92	83.31	0.0025	15.63
	N/A	MONITOR	AGC		325.00	22.11.93	162.50	0.0025	15.63
	N/A	PRINTER	HEWLETT PACKARD	DESKJET 500	299.78	1.7.92	76.69	0.0025	10.97
	N/A	PRINTER	HEWLETT PACKARD	DESKJET 500	339.00	1.7.92	88.99	0.0025	15.63
	N/A	PRINTER	HEWLETT PACKARD	DESKJET 500	339.00	1.7.92	88.99	0.0025	15.63
	N/A	PRINTER	HEWLETT PACKARD	DESKJET 500	339.00	1.7.92	88.99	0.0025	15.63
	93050478125	UPS	APC	SMART 600I	360.00	1.7.92	94.50	0.0004	2.22
	N/A	UPS	APC	SMART 600I	360.00	1.6.93	162.00	0.0004	2.22
	N/A	UPS	APC	SMART 600I	360.00	1.6.93	162.00	0.0004	2.22

Total Values

14

\$ 9,431.78

1,177,130



GENERATORS ON LOAN TO THE RWANDESE GOVERNMENT

Oct-95

PAGE 1.

UICK / DECAL	DESCRIPTION / SERIAL No	QTY	RECEIVED FROM PURCHASE ORDER	YEAR OF ACQUISITION	COST OF ACQUISITION	DEP VALUE	REMARKS
UN MAINTENANCE AND GARAGE EQUIPMENT							
M- 3080/ 242	GENERATOR ALT 2003888	1	UNOSOM		9,342.00	7,785.00	RPA DETENTION CENTER
M- 3080/ 262	GENERATOR ALT 2003881	1	UNOSOM		9,342.00	7,785.00	RPA DETENTION CENTER
UM- 3080/ 425	GENERATOR ENG 3369245	1	UNOSOM		9,504.00	7,920.00	RWANDATEL
UM- 3080/ 427	GENERATOR ENG 3369640	1	UNOSOM		9,504.00	7,920.00	RWANDATEL
BM- 3080/ 1121	GENERATOR	1	UNPROFOR		9,342.00	7,785.00	RPA DETENTION CENTER
BM- 3080/ 1122	GENERATOR	1	UNPROFOR		9,342.00	7,785.00	RPA DETENTION CENTER

VEHICLES ON LOAN TO RWANDA GOVERNMENT

GOVTTPT2.WQ1

S/N	MAKE/TYPE	VEHICLE NUMBER	DATE TRANSFERED	ORIGINAL VALUE US \$	RESIDUAL VALUE US\$
1	TOYOTA 4 RUNNER 4X4 JEEP	UNAMIR 1182	17/03/95	\$12,360.52	\$5,562.45
2	TOYOTA 4 RUNNER 4X4 JEEP	UNAMIR 1193	17/03/95	\$12,360.52	\$5,562.45
3	TOYOTA 4 RUNNER 4X4 JEEP	UNAMIR 1167	24/02/95	\$12,360.52	\$5,562.45
4	TOYOTA LANDCRUISER 4X4 JEEP	UNAMIR 802	01/01/95	\$16,079.03	\$4,182.00
5	TOYOTA LANDCRUISER 4X4 PICK-UP	UNAMIR 3016	10/02/95	\$31,253.00	\$7,758.50
6	MITSUBISHI. MINI BUS 12 PASSENGER	UNAMIR 226	5/7/95	\$8,790.70	\$3,955.82
7	MITSUBISHI. MINI BUS 12 PASSENGER	UNAMIR 207	5/7/95	\$8,790.70	\$3,955.82
8	TOYOTA 4 RUNNER 4X4 JEEP	UNAMIR 1085	02/12/94	\$12,360.52	\$5,562.45
9	TOYOTA HILUX PICK-UP DOUBLE CABIN	UNAMIR 836	06/06/95	\$12,360.52	\$5,562.45
TOTAL				\$126,716.03	\$47,664.39

VEHICLE ON LOAN TO RPA LAISON OFFICER

S/N	MAKE/TYPE	VEHICLE NUMBER	ORIGINAL VALUE US \$	RESIDUAL VALUE US\$
1	TOYOTA 4 RUNNER 4X4 JEEP	UNAMIR 1039	\$12,360.52	\$5,562.45
	TOTAL		\$12,360.52	\$5,562.45

VEHICLE ON LOAN TO FOSSY GORILLA MOVEMENT

S/N	MAKE/TYPE	VEHICLE NUMBER	ORIGINAL VALUE US \$	RESIDUAL VALUE
1	HONDA MOTOR CYCLE	155 M	\$1,378.16	\$620.00
	TOTAL		\$1,378.16	\$620.00



AIDE - M E M O I R E

Subject: Communications equipment impounded at Kigali Airport

*File
Jant me hup
as war late,*

Various pieces of communication equipment belonging to UNAMIR (see attached list in annex A) are being retained at Kigali Airport, in some cases for over eight months.

This amounts to a confiscation of vital UNAMIR equipment, which has had, needless to say, a very serious adverse effect on UNAMIR operations.

The retention of these equipments is in violation of the provisions contained in paragraph 10 and in paragraph 15 (a) of the Status of the United Nations Assistance Mission for Rwanda Agreement between the Government of Rwanda and the United Nations and of sections 3 and 7 of article II of the Convention on the Privileges and Immunities of the United Nations, to which Rwanda is a party.

It may be noted that these equipments have been cleared by the customs officers at Kigali Airport, but that they have been retained by the security services of the airport, manned by the RPA, allegedly following instructions given by the Director-General of Rwandatel.

The alleged reason for the seizure of this equipment has been that Rwandatel requests that permission be sought by UNAMIR for the installation of certain types of equipment on Rwandan territory. Although this requirement is not contemplated in the Status of Mission Agreement, UNAMIR has shown its good disposition by agreeing to request authorization from Rwandatel for the installation of this equipment.

Despite numerous requests addressed to the Director-General of Rwandatel informing him of this decision and requesting him to authorize the release of the equipment retained at the airport (see attached sample of copy of letters in annex B), these have remained unheeded in most of the occasions.

In any case, should Rwandatel consider that, for any reason, this equipment cannot be deployed in Rwanda, there would then be no reason for impeding the re-dispatch of this equipment outside Rwanda, as has also been requested in numerous occasions.

UNAMIR expects that the Government of Rwanda will put an immediate end to this unjustified situation by authorizing the release of all UNAMIR equipment which to this day remains confiscated at Kigali Airport.

Kigali, 23 November 1995

ANNEX A

List of communication equipment impounded at Kigali Airport

- Shipment from Somalia containing Satellite equipment;
- P.O no. 5-20-00433 containing:
 - 2 x DAC400 Encoder/Decoder;
 - 2 x CM701 Modem;
 - 1 x 101A Protection Switch;
 - 5 x ABR200 Broadcast Receiver; with
 - 4 x PLL-LNB Downconverters;
 - 5 x 2.4m Antenna, C-Band;
 - 1 x 400 feet cables;
- P.O no. MIR 5-1285 containing 50 Phase Array VHF Antennas;
- Shipment from UNAMIR, Nairobi, containing:
 - 6 x Modems serial nos. 9052, 9097, 9098, 9150, 9152, 9184;
 - 1 x Modem Switch serial no. 1491;
 - 4 x Multiplexor serial nos. 4925, 5165, 5175, 5379;
 - 4 x Yagi antennas.

13.0

ANNEX B

UNITED NATIONS
ASSISTANCE MISSION FOR RWANDA



NATIONS UNIES
MISSION POUR L'ASSISTANCE AU RWANDA

UNAMIR - MINUAR

DATE: 26 August 1995
REF: COMMS/8.23

Dear Mr. Nkusi,

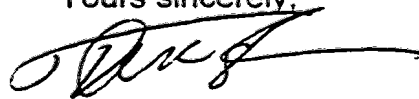
**Communications Equipment Impounded
by Rwandese Customs Authorities**

With regard to Mr. Anglin's discussions with you on 23 August 1995 on the above subject, please find attached documentation which gives details of the six (6) multiplexers currently impounded by the Rwandese Customs Authorities.

Since our Communications Section is in urgent need of this equipment for telephone services locally, we would be most grateful for your authorization to have them released to us.

Your usual assistance and co-operation would be most appreciated.

Yours sincerely,



For Chaim Ouziel
Chief Administrative Officer
UNAMIR

Mr. Sam Nkusi
Director-General
RWANDATEL
Kigali

Date: 15 August 1995
Ref: COMMS/8.13

Dear Mr. Nkusi,

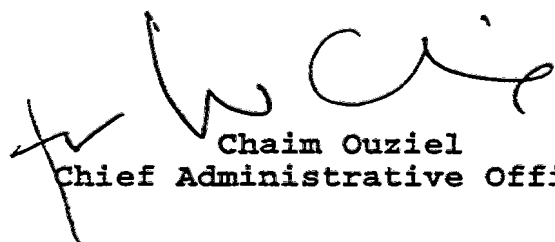
Satellite Equipment Impounded by
Rwandese Customs Authorities

We forward herewith a copy of a fax received from United Nations Headquarters New York, requesting that the Satellite equipment impounded by the Rwandese Customs Authorities be shipped to UNAVEM III Angola for use in that Mission.

In view of the above request, we seek your permission to clear this equipment so that we may take the necessary action to on-forward it to the required destination.

Your assistance and cooperation in this matter would be much appreciated.

Yours sincerely,


Chaim Ouziel
Chief Administrative Officer

Mr. Sam Nkusi
Director-General RWANDATEL

Date: 25 July 1995
Ref: COMMS/7.38

Dear Mr. Nkusi,

VHF Antenna Equipment Held at Kigali Airport

As per a request made by you at our recent meeting with the CAO UNAMIR, I forward herewith for your action a Purchase Order listing VHF Antenna equipment impounded by the Rwandese Customs Authorities.

Your authorization for the release of this equipment would be greatly appreciated.

Yours sincerely,


Thad Anglin
CCO

Mr. Sam Nkusi
Director-General RWANDATEL

Date: 30 June 1995
Ref: COMMS/6.46

Dear Mr. Nkusi,

Proposed Use of Satellite Equipment

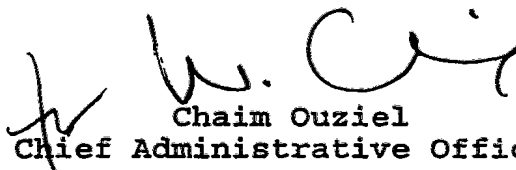
Reference discussions held at a meeting between you and the Chief Communications Officer UNAMIR on Tuesday 20 June 1995, please find attached a list of Satellite communications equipment and Exicom Rural Radio Links that are presently being held at Kigali Airport by Rwandan customs authorities.

The Satellite equipment was sent to UNAMIR by UN New York to facilitate the linkage of FM Transmitters in the various sites within Rwanda. Technical details are attached as to how this equipment was to be utilized. The Rural Links have arrived from Exicom South Africa and would normally be used in the Sectors to provide rural telephone services.

It would be appreciated if authorization could be granted for the release of this equipment. Permission will thereafter be sought for installation at the various transmitter sites. If for some reason this request is denied, we request permission to re-dispatch the satellite equipment back to UN Headquarters New York.

Thank you for your kind attention to this matter and we look forward to our continuing cooperation.

Yours faithfully,


Chaim Ouziel
Chief Administrative Officer

Mr. Sam Nkusi
Director-General, RWANDATEL

INTER-OFFICE MEMORANDUM

DATE: 1 June 1995
REF: COMMS/6.2


Honourable Minister Kayumba,

Equipment held up at Kigali Airport

Reference is made to several shipments of communications equipment consigned to UNAMIR, which have been held up at Kigali International Airport pending clearance.

Documentation pertaining to the above shipments is attached for your information and UNAMIR kindly requests your assistance in obtaining release of these shipments as early as possible.

Yours faithfully,


Chaim Ouziel
Chief Administrative Officer

Madam Imaculee Kayumba
Honourable Minister of Transport
& Telecommunications
Government of Rwanda
Kigali, Rwanda

cc:
Mr. Sam Nkusi
Director-General, RWANDATEL

NON-PAPER

*Free
to meet
for mandate.*

1. This non-paper offers UNAMIR's reactions to the amendments to the current SOFA for UNAMIR proposed by the Government of Rwanda. It has to be made clear from the outset that any final position by the United Nations on any of the proposed amendments would require to be cleared with United Nations Headquarters.
2. Many of the proposed amendments, if not most, constitute fundamental departures from the practices and principles applicable to United Nations peace-keeping operations as codified in the model SOFA adopted by the General Assembly in its resolution A/45/594, which forms the basis upon which the current SOFA for UNAMIR was concluded.
3. Some of the changes proposed either run counter to the provisions of the Convention on the Privileges and Immunities of the United Nations ("the Convention") to which Rwanda acceded without any reservation, or could create some confusion as to the applicability of some of the provisions of the Convention. This is the case for the changes proposed in **paragraphs¹ 3, 11(b), 44, 52**. The deletion of the **original paragraphs 19 and 46** has also the same effect.
4. In some other cases, although there is no violation of the Convention, the proposed changes would affect the bare minimum of independence which any peace-keeping operation requires in order to be able to operate. The changes proposed in **paragraphs 6, 7(b), 8, 11, 12, 13, 14, 15, 21, 29, 30, 31, 32, 34, 38, 41, 43(c), 44 and 53** fall in this category. Although most of these changes constitute very important departures from what is the normal practice of UN operations, in some instances some of the concerns the Government has shown by proposing these changes could be addressed differently, without however impairing UNAMIR's operativity.
5. The purpose of many other changes is either to reduce the extent of the Government's cooperation with UNAMIR or to impose greater obligations on UNAMIR. These changes are those proposed in **paragraphs 12, 14(a), 15, 19, 20 and 26**. The deletion of the

¹ Reference is made to the paragraphs of the Government's proposal, unless otherwise indicated.

original paragraph 20 has the same effect. Again these changes depart from past United Nations practice and would have considerable budgetary implications for Member States of the United Nations.

6. The last category of changes proposed includes those changes which introduce minor modifications such as modifications in language and the like. These changes are contained in **paragraphs 5, 7(b), 11(b), 14(b), 14(c), 16, 23, 33, 37, 38, 41, 43(a) and 53**. Some of these changes constitute an improvement over the original text, whereas others bring confusion rather than clarity to the text.