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ORIGIN DRL-09

INFO	LOG-00	AF-01	AID-01	AMAD-01	CIAE-00	OASY-00	DODE-00
	EB-01	EUR-01	H-01	TEDE-00	INR-00	IO-16	JUSE-00
	L-01	ADS-00	NSAE-00	NSCE-00	OIC-02	PA-01	PRS-01
	P-01	SP-00	SR-00	SSO-00	SS-00	STR-01	TRSE-00
	USIE-00	PRME-01	G-00	/039R			

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 AFC:RJFENDRICK DRL/AAA:ECLARK  
 L:CNIX NSC:KKENNEY D:DSCHWARTZ  
 IO/UNP:DBENNET S/S-O:WFDAVNIE P:EBRIMMER  
 S/S:MROBINSON G:JFARRAR

FM SECSTATE WASHDC  
 TO AMEMBASSY BUJUMBURA PRIORITY  
 INFO USMISSION GENEVA PRIORITY  
 AMEMBASSY PARIS  
 AMEMBASSY KINSHASA  
 AMEMBASSY KAMPALA  
 AMEMBASSY DAR ES SALAAM  
 USMISSION USUN NY  
 AMEMBASSY BRUSSELS

Dept of State, RPS/IPS, Margaret P. Grafeld, Dir  
 ( ) Release ( ) Excise ( ) Deny ( ) Declassify  
 Date: 4/5/99 Exemption

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FOR A/S MOOSE FROM DRL A/S JOHN SHATTUCK

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E.O. 12356: DECL: OADR  
 TAGS: PHUM, OVIP, RW, BY, UG, F, BE  
 SUBJECT: A/S SHATTUCK VISIT TO RWANDA: OBJECTIVES  
 BUJUMBURA PLEASE PASS A/S MOOSE  
 REF: GENEVA 6703

1. [REDACTED] ENTIRE TEXT.
2. HEREIN FOLLOW PRIORITIES FOR IMMEDIATE ACTION ON

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RWANDA RELATING TO HUMAN RIGHTS, INCLUDING THE SUBSTANCE OF THE MESSAGE A/S SHATTUCK WILL BE CARRYING TO THE GOVERNMENT OF RWANDA/RPF LEADERS.

3. ASSURING THE GOR/RPF THAT WE MEAN BUSINESS ON A WAR CRIMES TRIBUNAL -- IN ORDER TO FORESTALL YET ANOTHER ROUND OF KILLING. SEVERAL ELEMENTS COME INTO PLAY:

-- A/S SHATTUCK WILL TELL THE GOR/RPF THAT THE U.S. IS COMMITTED TO MOVING SWIFTLY TO A TRIBUNAL; THAT WE ARE WORKING WITH OTHER GOVERNMENTS AND THE UN TO ENSURE THAT THE COMMISSION SUBMITS ITS REPORT WELL BEFORE THE FOUR-MONTH DEADLINE; AND, THAT WE WILL MEANWHILE WORK ON A SECURITY COUNCIL RESOLUTION TO CONSTITUTE THE TRI&UNA AND FACILITATE ITS ACTIVATION.

FACILITATE ITS ACTIVATION.

-- SHATTUCK WILL SEEK TO ASSESS WHAT IT WILL TAKE TO CONVINCING THE GOR/RPF THAT IT CAN RELY ON THE INTERNATIONAL COMMUNITY TO TAKE EFFECTIVE ACTION ON WAR CRIMES -- SO THAT IT DOES NOT RESORT TO EXTRAJUDICIAL AND VIGILANTE

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ACTION OR OTHER ACTIONS LACKING IN DUE PROCESS OF LAW AGAINST (HUTU) SUSPECTS. HE WILL STRESS THE COMMON OBJECTIVE OF CUTTING ONCE AND FOR ALL THE CYCLE OF VIOLENCE AND RETRIBUTION. HE WILL INQUIRE ABOUT GOR/RPF VIEWS ON HOW MANY INDIVIDUALS SHOULD BE PROSECUTED (BEARING IN MIND THE ROUGH 5,000 FIGURE A/S MOOSE HAS HEARD MENTIONED).

-- SHATTUCK WILL EMPHASIZE TO THE GOR/RPF THAT WE DO NOT VIEW ACCOUNTABILITY AS A TUTSI/HUTU AFFAIR, AND THAT ANY AND ALL WAR CRIMES, INCLUDING THOSE COMMITTED SINCE THE RPF GAINED CONTROL OF THE COUNTRY. WILL BE SUBJECT TO COMMISSION AND TRIBUNAL SCRUTINY.

-- SHATTUCK WILL ENCOURAGE THE RPF TO UNDERTAKE STEPS TO FORM A BROAD-BASED GOVERNMENT AND TO CREATE CONDITIONS TO ENCOURAGE THE RETURN OF REFUGEES WHO WISH TO GO HOME IN RWANDA.

-- HE WILL DISCUSS WITH THE RPF THE NEED TO RECONSTITUTE THE RWANDAN JUSTICE SYSTEM AND WAYS THE U.S. AND THE INTERNATIONAL COMMUNITY COULD BE HELPFUL (E.G. A UN HUMAN

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RIGHTS CENTER ADVISORY SERVICES PROGRAM).

4. ASSESSING THE SITUATION OF RETURNEES IN RWANDA: THIS SHOULD ENABLE US TO DETERMINE WHETHER WE CAN URGE REFUGEES IN CAMPS IN NEIGHBORING STATES TO RETURN (AND RECOMMEND THAT UNHCR AND OTHERS DO THE SAME). SHATTUCK WILL SEEK A CLEAR COMMITMENT FROM THE GOR/RPF TO TAKE ALL POSSIBLE MEASURES TO PREVENT ANY RESORT TO VIGILANTE JUSTICE.

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5. REVIEWING WITH GOR/RPF THE NEED FOR THE FOLLOWING HUMAN RIGHTS ACTIONS (THROUGH THE DEPLOYMENT OF UN MONITORS AND OTHER MEANS):

- OVERSEE RETURN OF AND BOOST CONFIDENCE OF RETURNEES;
- OVERCOME INTIMIDATION IN CAMPS, CREATE CONDITIONS FOR REFUGEES TO RETURN AND TO DECIDE TO RETURN
- COLLECT EVIDENCE CONCERNING GENOCIDE, WAR CRIMES AND VIOLATIONS OF INTERNATIONAL HUMANITARIAN LAW;
- ASSIST RWANDA TO RECONSTITUTE ITS JUDICIAL SYSTEM AS PART OF ITS NATIONAL RECONCILIATION PROCESS.

6. ON HIS RETURN SHATTUCK WILL MAKE RECOMMENDATIONS

CONCERNING THESE SUBJECTS AND ADDRESS SPECIFIC FOLLOW-UP QUESTIONS SUCH AS:

- DETENTION OF SUSPECTS: HOW TO ACHIEVE COOPERATION FROM KEY GOVERNMENTS; WHETHER A UNSC RESOLUTION SHOULD AND CAN BE PASSED CALLING FOR CONCERTED ACTION ON DETENTIONS
- COLLECTION OF INFORMATION ON WAR CRIMES: WHETHER A U.S. TEAM SHOULD BE DISPATCHED AND OTHER NATIONAL TEAMS ENCOURAGED DURING THE PERIOD BEFORE THE TRIBUNAL IS IN OPERATION.
- COMMISSION OF EXPERTS: WHETHER AN EARLY VISIT TO RWANDA BY THE COMMISSIONERS. AS AN EARNEST OF UN SERIOUSNESS, IS FEASIBLE AND ADVISABLE
- HIGH COMMISSIONER FOR HUMAN RIGHTS/HUMAN RIGHTS CENTER: WHAT WE MIGHT ENCOURAGE GENEVA TO DO IN BOTH RWANDA AND BURUNDI (E.G. ADVISORY SERVICES PROGRAM FOR RWANDA).
- HUMAN RIGHTS MONITORS: HOW THE RAPID EXPANSION AND COORDINATION OF MONITOR FORCE FROM A VARIETY OF SOURCES

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(HUMAN RIGHTS CENTER. UNDP) MIGHT BE ACHIEVED AND FINANCED  
(E.G. USAID SUPPORT FOR HUMAN RIGHTS CENTER, CONTRIBUTIONS  
FROM OTHER GOVERNMENTS). MINIMIZE CONSIDERED . CHRISTOPHER

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