



File

10 DOWNING STREET
LONDON SW1A 2AA

From the Private Secretary

23 October 2002

Dear Mark,

ICTY-TYPE TRIBUNAL FOR IRAQ

The Prime Minister has seen your letter of 15 October, and the material from Clare Montgomery at Matrix on behalf of Indict.

The Prime Minister would like further work done on this. The Whitehall work on the future of Iraq will need take into account the potential need to bring Saddam and his inner circle to justice. How best should this be done? What would an Iraq Tribunal look like if we decided to have one? What are the pros and cons of the four options in your letter? Which members of Saddam's inner circle might the new Tribunal indict? How could we let it be known to those outside that inner circle that their interests would best be served by breaking with Saddam?

We would also be grateful for further views from the Attorney General on Indict's arguments that the UK should seek jurisdiction over hostage-taking crimes committed by Saddam and Tariq Aziz against UK nationals in 1990. On the face of it, there is much advantage in letting it be known that we are starting investigations against Saddam for these crimes. This would not need to involve many resources. Presumably when he lost his head of state status he could theoretically be prosecuted? And Tariq Aziz could be prosecuted now?

I am copying this to David Brummell (Attorney General's office) and
and Desmond Bowen (Cabinet Office).

Yours,



MATTHEW RYCROFT

Mark Sedwill
FCO