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DFID

Department for  
International  
Development

1 Palace Street, London SW1E 5HE

Nicola Brewer

Director-General (Regional Programmes)

Telephone:

Fax:

E-mail:

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*my view is that we should  
celebrate a 2nd Resolution this w/c and start on  
the UN legacy w/ty  
on Monday/Tuesday*

*(Copy for to Jonathan  
Sally  
Marlani  
Matthew  
Nick)*

David Manning  
No 10 Downing Street

*David 8/3*

*Dear David*

*Back to me*

#### IRAQ/POST CONFLICT: LEGAL AND FINANCIAL IMPERATIVES

1. Here are the speaking points for the Prime Minister on Iraq/humanitarian relief and reconstruction which we discussed briefly at COBR(R) on Wednesday. They reflect the International Development Secretary's letter of 5 March to the Prime Minister, and points discussed at the Ministerial meeting after Cabinet on 6 March. I know that you have also commissioned the Whitehall Iraq Planning Unit to draft another letter from you to Condi Rice; these speaking points might still be a useful supplement/source to draw on.
2. I've focussed them on our legal need for a UNSCR to authorise reconstruction activity and on the financial advantage in having one. There are lots of other strong arguments for such a Resolution. But they are already set out in the brief on 'Iraq Day After: UN involvement' attached to Kara Owen's letter of 19 February to Matthew Rycroft.
3. In terms of possible sequencing of UNSCRs, the 3<sup>rd</sup> Resolution (transferring responsibility for the OFF programme to the UNSG) might include a request to the SG to prepare a report considering what the UN's role should be. (That good idea comes from Stephen Pattison in UND, FCO.) Then a 4<sup>th</sup> could authorise an international post-conflict presence in which the UN would play a leading role, outlined in the Resolution.

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4. The International Development Secretary and Suma Chakrabarti have seen the attached speaking note. (So have Dominick Chilcott (in Peter Ricketts' absence) and Desmond Bowen.) We judge that the time to press our case with the Americans is now: they need to know how much this matters for us and for the prospects of others engaging in the reconstruction effort.

*Yours,  
Nicola*

Nicola Brewer

cc: Secretary of State  
Permanent Secretary  
Peter Ricketts/Dominick Chilcott, FCO  
Desmond Bowen, Cabinet Office  
Ian Lee, MoD  
Carolyn Miller

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## IRAQ/POST CONFLICT: LEGAL AND FINANCIAL IMPERATIVES

### POINTS FOR THE PRIME MINISTER TO USE WITH PRESIDENT BUSH

- The UK (like the UN) will do immediate humanitarian relief in Iraq (and fund international agencies to do more) from day one of any conflict whether further UN Security Council Resolutions are passed or not.
- UK officials are actively planning for this, with US Office for Reconstruction and Humanitarian Affairs (ORHA), with the UN, and with UK military.
- But to contribute, with others, to **rehabilitation and reconstruction** work I have to have a UNSC Resolution expressly authorising a continued international presence in Iraq to do anything apart from (separately authorised) disarmament.
- Without it, I haven't got legal authority to do what we need to. Occupying forces are seriously constrained (by the Hague and Geneva Conventions) in what they can do.
- Not having this is holding up planning for engagement from large parts of the international system. It's holding back the IMF and World Bank and also the Japanese who are usually large providers of funds.
- So we need urgent agreement on this. We can design an international model for post conflict Iraq which leaves the coalition in charge of **security** issues and gives the UN a leading role, in areas where they have the expertise. We've been talking to your officials in NSC and elsewhere about that. It'll take a UNSC Resolution. But you and I need to agree as soon as possible on getting explicit UNSC authority for a post conflict presence.
- This whole package could help us with the doubters on the Security Council, and help us get the 2<sup>nd</sup> Resolution.
- That apart, I need this UN mandate before I can give the go-ahead.

7 March 2003

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