

6.6.04 2230 Reflects changes agreed to 6.6.04 interagency and new proposals from consultations this evening / Chile-Spain-Brazil conversationThe Security Council,

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Welcoming the beginning of a new phase in Iraq's transition to a democratically elected government, and looking forward to the end of the occupation and the assumption of full responsibility and authority by a fully sovereign and independent Interim Government of Iraq by 30 June 2004, [Chinese, UN made strong push for this.]

Recalling all of its previous relevant resolutions on Iraq,

Reaffirming the independence, sovereignty, unity, and territorial integrity of Iraq,

Reaffirming the right of the Iraqi people freely to determine their own political future and control their own natural resources,

Recognizing the importance of international support, particularly that of countries in the region, Iraq's neighbors, and regional organizations, for the people of Iraq in their efforts to achieve security and prosperity, and noting that the successful implementation of this resolution will contribute to regional stability, [Arab Group, Pakistanis have pushed for]

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Welcoming the efforts of the Special Advisor to the Secretary-General to assist the people of Iraq in achieving the formation of a sovereign Interim Government of Iraq, as set out in the letter of the Secretary-General of 8 June 2004, [This language is to respond to Russian preoccupation with a formal report from the SYG on Brahimi's efforts. Brahimi will speak on the record in the Council Monday afternoon and then the SYG will provide the transcript of his oral report on Tuesday. Word "ongoing" does not seem to apply in that the IIG has now been formed.]

Taking note of the dissolution of the Governing Council of Iraq, and welcoming the progress made in implementing the arrangements for Iraq's political transition referred to in resolution 1511 (2003) of 16 October 2003,

Welcoming the commitment of the Interim Government of Iraq to work towards a federal, democratic, pluralist and unified Iraq, in which there is full respect for political and human rights, [1. Iraqis (Zebari) want to delete "republican" because they argue that the language in Article II of the TAL reflects the current state, but does not determine future status. Some in Iraq might want a constitutional

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monarchy, they argue. Need guidance from Baghdad / Washington on this point.
2. Separately, LPB has indicated via email that there is some need for language to address Kurdish concerns, but it's not clear to us in New York what that language should be or whether it is still needed.]

Stressing the need for all parties to respect and protect Iraq's archeological, historical, cultural and religious heritage,

Affirming the importance of the rule of law, respect for human rights including the rights of women, fundamental freedoms, and democracy including free and fair elections,

Recalling the establishment of the United Nations Assistance Mission for Iraq (UNAMI) on 14 August 2003, and affirming that the United Nations should play a leading role in assisting the Iraqi people and government in the formation of institutions for representative government,

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Recognizing that international support for restoration of stability and security is essential to the well-being of the people of Iraq as well as to the ability of all concerned to carry out their work on behalf of the people of Iraq, and welcoming Member State contributions in this regard under resolution 1483 (2003) of 22 May 2003 and resolution 1511 (2003),

Recalling the report provided by the United States to the Security Council on 16 April 2004, on the efforts and progress made by the multinational force, (Iraqi request: Optics.)

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Recognizing the request of the incoming Interim Government of Iraq as conveyed in the letter of 5 June 2004 from the Prime Minister of the Interim Government of Iraq to the President of the Council, which is annexed to this resolution, to retain the presence of the multinational force, [Technical]

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Recognizing also the importance of the consent of the sovereign government of Iraq for the presence of the multinational force and of close coordination between the multinational force and that government,

Welcoming the willingness of the multinational force to continue efforts to contribute to the maintenance of security and stability in Iraq in support of the political transition, especially for upcoming elections, and to provide security for the UN presence in Iraq, as further described in the letter of 5 June 2004 from the United States Secretary of State to the President of the Council, which is annexed to this resolution. [Technical]

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Noting the commitment of all forces promoting the maintenance of security and stability in Iraq to act in accordance with international law, including obligations under international humanitarian law, and cooperate with relevant international organizations, (Note: Spanish and others AGAIN returned to the point about putting this language in the operative with “welcomes”. JDN told me to make a note of the proposal.)

Affirming the importance of international assistance in reconstruction and development of the Iraqi economy,

Recognizing the benefits to Iraq of the immunities and privileges enjoyed by Iraqi oil revenues and by the Development Fund for Iraq, and noting the importance of providing for continued disbursements of this fund by the Interim Government of Iraq and its successors upon dissolution of the Coalition Provisional Authority,

Determining that the situation in Iraq continues to constitute a threat to international peace and security,

Acting under Chapter VII of the Charter of the United Nations,

1. *Endorses* the formation of a sovereign Interim Government of Iraq, as presented on 1 June 2004, which will assume full responsibility and authority by 30 June 2004 for governing Iraq while refraining from taking any actions affecting Iraq's destiny beyond the limited interim period, until an elected Transitional Government of Iraq assumes office as envisaged in paragraph three below; [Technical]

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2. *Welcomes* that, also by 30 June 2004, the occupation will end and the Coalition Provisional Authority will cease to exist, and that Iraq will reassert its full sovereignty; [Technical]

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2bis. Reaffirms the right of the Iraqi people freely to determine their own political future and to exercise full authority and control over their financial and natural resources;

3. *Endorses* the proposed timetable for Iraq's political transition to democratic government including:

(a) formation of a sovereign Interim Government of Iraq that will assume governing responsibility and authority by 30 June 2004;

(b) convening of a national conference reflecting the diversity of Iraqi society; and

(c) holding of direct democratic elections by 31 December 2004 if possible, and in no case later than 31 January 2005, to a Transitional National Assembly which will, inter alia, have responsibility for forming a Transitional Government of Iraq and drafting a permanent constitution for Iraq leading to a constitutionally-elected government by 31 December 2005;

3bis. Invites the Government of Iraq to consider how the convening of an international meeting could support the above process, and notes that it would welcome such a meeting to support the Iraqi political transition and Iraqi recovery, to the benefit of the Iraqi people; [Russians have long wanted reference to an international conference in the resolution – they repeated this again on 6 June. Understand we have a green light on the earlier language we put back. Another iteration of it after consulting UK.]

4. *Calls on* all Iraqis to implement these arrangements peaceably and in full, and on all States and relevant organizations to support such implementation;

5. *Decides* that in implementing, as circumstances permit, their mandate to assist the Iraqi people and government, the Special Representative of the Secretary General and the United Nations Assistance Mission for Iraq (UNAMI), as requested by the Interim Government of Iraq and its successors, shall:

(a) play a leading role to:

(i) assist in the convening, during the month of July 2004, of a national conference to select a Consultative Council;

(ii) advise and support the Interim Government of Iraq, the Independent Electoral Commission of Iraq, and the Transitional National Assembly on the process for holding elections; [UN wants to only refer to the IEC, which we find too narrow.]

(iii) promote national dialogue and consensus-building on the drafting of a national constitution by the people of Iraq; and

(b) and also:

(i) advise the Interim Government of Iraq in the development of effective civil and social services;

(ii) contribute to the coordination and delivery of reconstruction, development, and humanitarian assistance;

(iii) promote the protection of human rights, national reconciliation, and judicial and legal reform in order to strengthen the rule of law in Iraq; and

(iv) advise and assist the Interim Government of Iraq on initial planning for the eventual conduct of a comprehensive census;

6. *Welcomes* ongoing efforts by the incoming Interim Government of Iraq to develop Iraqi security forces, including the Iraqi armed forces, operating under the authority of the Interim Government of Iraq and its successors, and which will progressively play a greater role and ultimately assume full responsibility for the maintenance of security and stability in Iraq;

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7. *Notes* that the presence of the multinational force in Iraq is at the request of the incoming Interim Government of Iraq and therefore *reaffirms* the authorization for the multinational force under unified command established under resolution 1511 (2003) having regard to the letters annexed to this resolution; [UK has come back to us needing this language to stay in.]

8. *Decides* that the multinational force shall have the authority to take all necessary measures to contribute to the maintenance of security and stability in Iraq in accordance with the letters annexed to this resolution expressing, inter alia, the Iraqi request for the continued presence of the multinational force and setting out its tasks, including by preventing and deterring terrorism, so that inter alia the United Nations can fulfill its role in assisting the Iraqi people as outlined in paragraph five above and the Iraqi people can implement freely and without intimidation the timetable and program for the political process and benefit from reconstruction and rehabilitation activities [UK wants the previous language back in];

9. *Welcomes* in this regard the arrangements that are being put in place to establish a security partnership between the multinational force and the sovereign Government of Iraq and to ensure coordination between the two;

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9bis. *Welcomes* also in this regard the letters annexed to this resolution stating, inter alia, that Iraqi security forces are responsible to the appropriate Iraqi ministers, and therefore that Iraqi armed forces may, with the agreement of the Government of Iraq, be engaged in military operations with the multinational force, and that there will be a structure for the Government of Iraq and the multinational force to reach agreement on the full range of fundamental security and policy issues, including policy on sensitive offensive operations, as well as to ensure full partnership between Iraqi forces and the multinational force;

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