

At its 3271st meeting, on 27 August 1993, the Council decided to invite the representative of Haiti to participate, without vote, in the discussion of the item entitled "The question concerning Haiti: report of the Secretary-General (S/26361)".⁷

Resolution 861 (1993)
of 27 August 1993

The Security Council,

Recalling its resolution 841 (1993) of 16 June 1993,

Commending the efforts undertaken by the Special Representative for Haiti of the Secretary-General of the United Nations and the Secretary-General of the Organization of American States,

Having considered the relevant parts of the report of the Secretary-General of 12 July 1993,⁸

Taking note with approval of the Governors Island Agreement between the President of the Republic of Haiti and the Commander-in-Chief of the Armed Forces of Haiti,⁶ including the provisions of point 4, under which the parties agreed that the sanctions should be suspended immediately after the Prime Minister is confirmed and assumes office in Haiti,

Having also considered the report of the Secretary-General of 13 August 1993⁹ on the New York Pact of 16 July 1993,⁹

Having received the report of the Secretary-General of 26 August 1993¹⁰ indicating that the Prime Minister of Haiti has been confirmed and has assumed office in Haiti,

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

1. *Decides* that the measures set out in paragraphs 5 to 9 of resolution 841 (1993) are suspended with immediate effect, and requests all States to act consistently with this decision as soon as possible;

2. *Confirms its readiness*, as noted in the letter dated 15 July 1993 addressed to the Secretary-General from the President of the Security Council,¹¹ to terminate immediately the suspension of the measures referred to in paragraph 1 above if at any time the Secretary-General, having regard for the views of the Secretary-General of the Organization of American States, informs the Council that the parties to the Governors Island Agreement or any other authorities in Haiti have not complied in good faith with the Agreement;

3. *Expresses its readiness* to review all the measures in paragraphs 5 to 14 of resolution 841 (1993) with a view to lifting them definitively once the Secretary-General, having regard for the views of the Secretary-General of the Organization of American States, informs the

⁷ See *Official Records of the Security Council, Forty-eighth Year, Supplement for July, August and September 1993*.

⁸ Ibid., document S/26297.

⁹ Ibid., annex.

¹⁰ *Official Records of the Security Council, Forty-eighth Year, Supplement for July, August and September 1993*, document S/26361.

¹¹ S/26085.

Council that the relevant provisions of the Agreement have been fully implemented;

4. *Decides* to remain seized of the matter.

Adopted unanimously at the 3271st meeting.

Decision

At its 3272nd meeting, on 31 August 1993, the Council discussed the item entitled "The question concerning Haiti: report of the Secretary-General (S/26352)".⁷

Resolution 862 (1993)
of 31 August 1993

The Security Council,

Recalling its resolutions 841 (1993) of 16 June 1993 and 861 (1993) of 27 August 1993,

Recalling also the Governors Island Agreement between the President of the Republic of Haiti and the Commander-in-Chief of the Armed Forces of Haiti, of 3 July 1993,⁶ contained in the report of the Secretary-General of 12 July 1993,⁵ and the letter dated 24 July 1993 from the President of the Republic of Haiti to the Secretary-General,¹²

Commending the efforts undertaken by the Special Representative for Haiti of the Secretary-General of the United Nations and the Secretary-General of the Organization of American States,

Noting that point 5 of the Agreement calls for international assistance in modernizing the armed forces of Haiti and establishing a new police force with the presence of United Nations personnel in these fields,

Reaffirming the international community's commitment to a resolution of the crisis in Haiti, including a restoration of democracy,

Recalling the situation in Haiti and the continuing responsibility of the Council, under the Charter of the United Nations, for the maintenance of international peace and security,

1. *Takes note* of the report of the Secretary-General to the Security Council of 25 August 1993,¹³ which contains recommendations concerning United Nations assistance in the modernization of the armed forces as well as in the establishment of a new police force in Haiti under a proposed United Nations mission in Haiti;

2. *Approves* the dispatch, as soon as possible, of an advance team of not more than thirty personnel to assess requirements and prepare for the possible dispatch of both the civilian police and military assistance components of the proposed United Nations mission in Haiti;

3. *Decides* that the mandate of the advance team will expire within one month, and contemplates that this advance team could be incorporated into the proposed United Nations mission in Haiti if and when such a mission is formally established by the Council;

¹² *Official Records of the Security Council, Forty-eighth Year, Supplement for July, August and September 1993*, document S/26180.

¹³ Ibid., document S/26352.

4. *Looks forward* to a further report of the Secretary-General on the proposed establishment of the United Nations mission in Haiti, including in particular a detailed estimate of the cost and scope of the operation, a time-frame for its implementation and its projected conclusion, and how to ensure coordination, *inter alia*, between it and the work of the Organization of American States, with a view to establishing the proposed mission on an expeditious basis, if the Council so decides;

5. *Urges* the Secretary-General to enter expeditiously into discussions with the Government of Haiti on a status-of-mission agreement to facilitate the early dispatch of the United Nations mission in Haiti, if and when the Council so decides;

6. *Decides* to remain seized of the matter.

Adopted unanimously at the 3272nd meeting.

Decisions

At its 3278th meeting, on 17 September 1993, the Council discussed the item entitled "The question concerning Haiti".

At the same meeting, following consultations held earlier among members of the Council, the President made the following statement on behalf of the Council:¹⁴

"The Security Council deplores the recent upsurge in violence in Haiti, particularly the events of 11 and 12 September 1993, when at least a dozen people were assassinated, including a prominent supporter of President Aristide, during a church service.

"The Council is deeply concerned at these developments as well as at the existence of organized armed civilian groups in the capital which are attempting to interfere with the new constitutional Government's proper assumption of its functions.

"The Council considers it imperative that the constitutional Government of Haiti assume control over the security forces of the country, and that those responsible for the activities of the organized armed civilian groups throughout the country, and particularly in Port-au-Prince, be held personally accountable for their actions and removed from their functions. It also urges the Haitian authorities to take immediate measures with a view to disarming these groups.

"The Council strongly calls upon the Commander-in-Chief of the Armed Forces, also in his capacity as signatory to the Governors Island Agreement,⁶ to carry out his responsibilities to the fullest by ensuring immediate compliance with the letter and the spirit of the Agreement.

"The Council will hold the Haitian military and security authorities personally responsible for the safety of all United Nations personnel in Haiti.

"Unless there is a clear and immediate effort by the security forces to put an end to the present levels of violence and intimidation, and unless the above requirements are met, the Council will have no alternative but to consider that the authorities responsible for public order in Haiti are not complying in good faith with the Agreement.

"Therefore, should the Secretary-General, in accordance with resolution 861 (1993) of 27 August 1993, and having received the views of the Secretary-General of the Organization of American States, inform the Council that, in his opinion, there is a serious and consistent non-compliance with the Agreement, the Council will immediately reinstate those measures provided for in its resolution 841 (1993) of 16 June 1993 appropriate to the situation, with particular emphasis on those measures aimed at those deemed responsible for the non-compliance with the Agreement.

"The Council reaffirms that all the parties in Haiti are bound to comply with their obligations under the Agreement, as well as with those embodied in the relevant international treaties to which Haiti is party and in all relevant Council resolutions.

"The Council will closely monitor the situation in Haiti in the coming days."

At its 3282nd meeting, on 23 September 1993, the Council discussed the item entitled "The question concerning Haiti: report of the Secretary-General (S/26480 and Add.1)".⁷

Resolution 867 (1993) of 23 September 1993

The Security Council,

Recalling its resolutions 841 (1993) of 16 June 1993, 861 (1993) of 27 August 1993 and 862 (1993) of 31 August 1993,

Recalling also the relevant resolutions adopted by the General Assembly of the United Nations and the Organization of American States,

Taking note of the report of the Secretary-General of 21 and 22 September 1993¹⁵ and the reports of the Secretary-General of 25 August¹³ and 26 August 1993,¹⁰ submitted pursuant to his reports to the Council of 12 July⁵ and 13 August 1993,⁸

Taking note also of the letter dated 24 July 1993 from the Secretary-General to the President of the Security Council¹² conveying a proposal from the Government of Haiti requesting the United Nations to provide assistance in creating a new police force and in modernizing the Haitian armed forces,

Stressing the importance of the Governors Island Agreement of 3 July 1993 between the President of the Republic of Haiti and the Commander-in-Chief of the Armed Forces of Haiti⁶ towards promoting the return of peace and stability in Haiti, including the provisions of point 5, under which the parties call for assistance for modernizing the armed forces of Haiti and establishing a new police force with the presence of United Nations personnel in those fields,

Strongly supportive of the efforts to implement that Agreement and to permit the resumption of the normal operations of government in Haiti, including police and military functions, under civilian control,

Recalling the situation in Haiti and the continuing responsibility of the Council under the Charter of the United Nations for the maintenance of international peace and security,

¹⁴ S/26460.

¹⁵ *Official Records of the Security Council, Forty-eighth Year, Supplement for July, August and September 1993*, documents S/26480 and Add.1.