



Security Council

Distr.
GENERALS/1999/559
13 May 1999

ORIGINAL: ENGLISH

LETTER DATED 13 MAY 1999 FROM THE SECRETARY-GENERAL ADDRESSED
TO THE PRESIDENT OF THE SECURITY COUNCIL

Further to my letter dated 11 December 1998 (S/1998/1158), regarding the approval of the distribution plan submitted by the Government of Iraq for the purchase and distribution of humanitarian supplies during the new period specified in paragraph 1 of Security Council resolution 1210 (1998) of 24 November 1998, I have the honour to inform you and, through you, the members of the Security Council, that, pursuant to paragraph 8 (a) (ii) of Council resolution 986 (1995) of 14 April 1995, the Government of Iraq has now submitted to me a revised part seven of the distribution plan, concerning telecommunications. The revised requirements have been submitted following a joint technical review by United Nations experts and the relevant technical ministries of the Government of Iraq, referred to in the letter dated 29 May 1998 from the Executive Director of the Iraq Programme to the Permanent Representative of Iraq to the United Nations (S/1998/446, annex I).

The Government of Iraq was informed today that I have approved the revised part seven of the distribution plan, on the understanding that its implementation would be governed by resolutions 986 (1995) and 1210 (1998) and the memorandum of understanding concluded on 20 May 1996 between the United Nations Secretariat and the Government of Iraq, and would be without prejudice to the procedures followed by the Security Council Committee established by resolution 661 (1990).

A copy of the list of supplies and goods in the revised annex VII to the distribution plan will be made available to the Security Council Committee. The list has been scrutinized by experts of the United Nations Special Commission, who concluded that, on the basis of the limited information given in the annexes, no prohibited items could be identified. They will keep the matter under review and provide further assessment in the light of additional information that may become available.

The revised part seven of the executive summary of the distribution plan, concerning telecommunications, and the letter conveying my acceptance are attached.

(Signed) Kofi A. ANNAN

Annex I

[Original: English]

Letter dated 13 May 1999 from the Executive Director
of the Office of the Iraq Programme to the Permanent
Representative of Iraq to the United Nations

On behalf of the Secretary-General, I should like to acknowledge receipt, under cover of a note verbale dated 1 April 1999 from the Ministry of Foreign Affairs of Iraq, of the revised part seven of the executive summary of the distribution plan, together with annex VII to the plan, concerning telecommunications requirements, for the period specified in paragraph 1 of Security Council resolution 1210 (1998) of 24 November 1998.

In this respect, I have the honour to inform you that I have been authorized by the Secretary-General to convey the following.

Having examined the revised telecommunications requirements submitted by your Government, the Secretary-General has concluded that the revised plan concerning telecommunications, if properly implemented, should enhance the implementation of the humanitarian programme throughout the country. The revised plan is, therefore, approved with the following understandings.

In regard to the budgetary allocation, while this is endorsed for the purpose of planning, it may be necessary to limit expenditure in the light of the final revenue generated during the current phase, and in accordance with the priorities established by relevant resolutions of the Security Council, as well as the priorities indicated in the approved distribution plan of 11 December 1998 (S/1998/1158).

The implementation of the revised plan for telecommunications is governed by the relevant Security Council resolutions, 986 (1995) and 1210 (1998), and the memorandum of understanding concluded on 20 May 1996 between the United Nations Secretariat and the Government of Iraq (S/1996/356). In case of inconsistency between the particular provisions of the revised plan on the one hand, and the relevant resolutions and the memorandum of understanding on the other, the provisions of the latter documents shall prevail.

The approval of the revised plan for telecommunications requirements is without prejudice to actions that might be taken by the Security Council Committee established by resolution 661 (1990) regarding applications for export of particular items contained in the list submitted for the Committee's consideration, in accordance with its procedures.

The joint unit established by resolution 1051 (1996) of 27 March 1996 will continue to review the categorized list, in the light of additional information that may become available, for the purpose of identifying items that are subject to monitoring because of their possible dual use for civilian and prohibited purposes under Security Council resolution 687 (1991) of 3 April 1991, and other relevant resolutions.

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Finally, I should like to welcome the statement, in paragraph 10 of the revised part seven of the executive summary, that, in accordance with paragraph 41 of the memorandum of understanding, the Government of Iraq shall provide us with detailed information about the delivery of supplies and equipment to their locations, in order to facilitate the monitoring of their use pursuant to paragraph 8 of annex I to the memorandum of understanding.

(Signed) Benon V. SEVAN
Executive Director

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Annex II

[Original: Arabic]

Note verbale dated 1 April 1999 from the Ministry of Foreign
Affairs of Iraq addressed to the Office of the United
Nations Programme in Iraq

The Ministry of Foreign Affairs of Iraq presents its compliments to the Office of the United Nations Programme in Iraq and has the honour to transmit to it herewith a diskette containing the amended annexes to the distribution plan for the communications sector, which were prepared in coordination with Mr. Akif Harb Nasir, the Iraq Programme's envoy to the country. The Ministry requests the Office to forward the diskette to New York as quickly as possible for approval.

The Ministry takes this opportunity to convey to the Office the assurances of its highest consideration.

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