NEW ZEALAND
FOREIGN AFFAIRS \& TRADE

## 1 February 2019

fyi-request-8502-47d04e4c@requests.fyi.org.nz

## Dear Kevin Hughes

Further to my letter of 30 January 2019, I am pleased to enclose the final response to your Official Information Act (1982) (OIA) request of 11 November 2018 in which you requested:
"I am happy to limit the request, as noted to the period from 1 April 2001 to 1 April 2003. In terms of topics, I am interested in any contacts concerning:

1) Weapons of mass destruction or weapons inspections
2) Proposals/attempts to avoid the 2003 invasion. For example, proposals to accept more intrusive inspections or proposals for Saddam Hussein to go into exile."

Following Iraq's invasion of Kuwait in 1991, New Zealand suspended formal diplomatic relations with Iraq. As a result of this, New Zealand had very little contact with Saddam Hussein's Government during the period you have specified.

We have, however, found some historic material that is broadly within the scope of your request. Some portions of these documents have been withheld as they are out of scope of your request.

Please note that this letter (with your personal details redacted) and enclosed documents may be published on the Ministry's website.

You have the right under section $28(3)$ of the OIA to seek a review of this response by the Ombudsman.

Yours sincerely


Wendy Adams
for Secretary of Foreign Affairs and Trade

## Office of the Clerk of the House of Representatives

Parliament House Wellington 1 New Zealand
fin g forme COPY SENT TO ROB

Facsimile Transmission TAULOR, Fo k RCTION

Message:
Hi Janine


Can you please acluise or comment on this letter (statement) sent to the Speaker.
The letter is from the Speaker of the Iraqi National Assembly asking/inviting the Speaker to read This to Parliament. Another option perhaps would be for this to be put before the CPA/IPH Executive Committee.
However, at this point I would appreante your suggestions on an option for draft response to the Iraqi Speaker



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## H.E. Mr. Jonathan Flume

Speaker or the House of Representatives
Wellington -New Zealand

## Your Excellency,

1 would like to draw your attention that the US administration has used the tragic events of September 11 , as an excuse for imposing its brute force policy, creaking move tension and disorder sin international relations and settling old acomunte with certain somutries minder the pretext of fighting terrorism or halting the spread of weapons of mass destruction. I would like to refer in particular to the sperch made by the
 countries, including iraq, as the axes of evil and threatened to take separate actions against them. The President's speech was followed by a

all these statements, the US officials spoke openly about their intentions to laurach a military attack on Iraq with the aim of invading the country, placing it under US domination and imposing a stooge political system on its people.

## Your Excellency,

The mere tall os by senior US officials about possible plans to invade ard occupy Iraq aud to install a stooge political system on its penile condertitute a serious violation of the principles crantained in the IN Charter. These principles provide, among other thing, for nom interference in the matters which are essentially within the domestic



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jurisdiction of states, for the sovercign equality of all numbers of the United Nations, the peaceful settlement of disputes and the prohibition of threat or the use of farce agsinst the territotial inlegrity or potitical independence of any state.

Moreover, they are a violation of the Declaration on Principles of International Law concerning Friendly Relations and Cooperation among states in accordance with the UN Charter adopted by the UN Genteral Assembly in its $25^{\text {th }}$ session on Oct.24, 1970. The Declaration stipulates: "No State or group of States thas the right to intervene, directly or indirectly, for any reason whatsoever, in the internal or external affairs of any other state". It aiso stlpulates: "No state shall organize, assist, foment, finance, incite or tolerate subversive, terrorist or armed activities directed towards the violent overthrow of the regime of another State".

The US tolks have also been construed as a viofation of the relgvant provisions nif Lir gecurlty Counen xcsolutions relathng to iraq which, in their entirety, call for the respect of Xraq's sovercignty, territorial integrity and politionl independente as a legal auty binding all states in accordance with Chanter VII of the Charter on whose strength the resolutions were made.

As for the charge which is not supported by any evidence, namely that Iraq is sceking to possess weapons of mass destruction, this is clearly a new confirmation, that this administration is trying to
 the danger of weapons of mass destruction on Internatininal Sarmify is the United states which has the largest stockpiles of mass destruction, nuclear, chemical and biological.





In regard to the US-arbitrary accusation of other states of backing terrorism, this certainly requires from the international community a more serious position to prevent the Untied States from mixing cards or using its brute force or massive propaganda machine or other misleading measures that could turn the victims into the anoraser. These axe international standards that have been agreed upon or that an agreement should be reached on them, to define any phenomenon or conduct. The absence of such standards could thrm the world into a jungle in which the law of opportunity or the law of brute force may prevail.

Your Excellency,
I would like to put before you the following facts that hostile and biased media as well as political activities, inimical to Iraq, have sought to distoxt or hinder them from getting you. These may include:

1- The rragi people and institutions do not bate peoples or governments. They hate the policies and practices that might lead to their detriment and damage or deprive theiv country of its legitimate right to live in peaces security, stability and aconomio welfare.
2. Iraq is against terrorism of all forms, types, causes and effects.

3- The so-called "Iraqi opposition abroad" has no representation or roots inside lraq. Yis members are persons who wield no influence on the Iraqis. The majority of them cooperate with foreign parties to strike Iraq and its people.


4- Iraqi Kurds exercise an autonomous rule as represented by the two legislative and executive assemblies. This rule is the first of its kind in the countries of the region.

5- We assert that Itan has not produced any weapons of mass destruction (biolugical, nuclear or chemical) since 1.909, when the inspectors were withdrawn by a US order. Clsims anade by opponents of Iraq in this respect are but mere aceusations, which have no foundation of validity. To counter those clainss, $\mathrm{l}_{1}$ ay inflted many politirians, parliamentarians and jourualiste to visil the country and acquaint themselves with the real situation. $\mathrm{In}_{\mathrm{n}}$ this connection, 1 would like to state that $\operatorname{lrat}$ is currenthy conducting a constructive dialogue with the United Nations about the question of interational inspectors. Iraq is sincere in its intention and will remain committed in fulliling sill the obligations get forth in the relevand inderaational resolutions.

## Your Excellency,

Oppression, double standards, unilateral use of force, threat and blackmail has all become tÿpical of US foreign policy. This policy has adopted aggression as an established plan of action contrary to the generally recognized rules of internationsl law, the UN Charter and the rules of justice and fairness. This demands from all peace- loving countries of the world that adhere to the rule of law, and from all institutions of the international community to declare their renouncernent of this malicious policy through their commitment to the principles of international law and the nerms and values goveming international relations.

Rarliaments and infernational assemhlies are, thoroforo, invited to express their unqualified rejection of this US hostile policy and strongly endeavor to contribute with other governments to building a world based on law and justice. This

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can only be achieved through the respect of the rule of law in international relations, which we earnestly hope from your.

We look forward to the reading of this statement at the meetings of your esteemed Assembly.

Please accept, your Excellency, the assurances of my highest consideration.

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17 / 6 / 2002
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Subject
Call by Iraqi Charge on High Commission

## Reference

HHH
Summary
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End Sumary

## Summary

Iraqi Charge called on the High Commissioner and conveyed appreciation for New Zealand's position on military intervention. He noted Iraqi interest $i n$ rebuilding the bilateral relationship and emphasised opportunities for New Zealand business in Iraq. Propaganda on WMD is untrue and Iraq is open for anyone to visit to see for themselves, provided their agenda is known in advance. We responded in line with your advice, noting that we considered that the cross-accreditation stood and that our position on WMD was to continue to work for implementation of UNSC resolutions. OUT OF SCOPE
consk red response might be offered, regarding NZ policy, in a fortnight or so.

Action Required

## OUT OF SCOPE

how and when to address the policy matters on which we received expression of Iraqi appreciation.

## Report

Chilton/Ojala e-mails of 8 August refer.

The Iraqi Charge d'Affaires Dr Saad M Idham Al Samarai, accompanied by Mr Abdul Salam Ali (listed in the DFAT Consular Iist as Attache) called on the High Commissioner this afternoon.

2 The Charge began by thanking the prime Minister on behalf of the Government and people of Iraq for our Prime Minister's recent words in support of Iraq. Iraq was keen to have a good relationship with New Zealand and was looking for ways to achieve this. nUTOF SCOPE

## OUT OF SCOPE

4 New Zealand's recent position was positive and was appreciated by Irag. The High Commissioner asked the Charge to clarify more precisely what he thought New Zealand's position was. The Charge replied that New

Zeald i had "taken a constructive stand opposing military intervention against Iraq". The Charge went on to say that Iraq had no issues against anybody, especially the US. "Propaganda" about Weapons of Mass Destruction was untrue. Iraq was ready to invite anyone to visit Irag to see. He noted that it was, and always had been, the presence of oil that "made war and peace" in the region and "attracted the interest of others".

## OUT OF SCOPE

7 The High Commissioner emphasised that the Iraqi Government should not misunderstand the New Zealand Government's position on weapons of mass destruction. We wanted to see comprehensive inspections undertaken, in compliance with uNSC resolutions. The Charge replied that Iraq was not against the return of the weapons' inspectors, but "would like to see theix agenda in advance". He noted that the us president had said that regardless of whether Iraq permitted weapons' inspectors to return, the Administration had made a decision to topple the regime in Iraq. He reiterated chat thexe were no weapons of mass destruction in Iraq, recalling statements by Scott Ritter and Ekeus. There was, he said, an open invitation for anyone from New Zealand to visit Iraq in comection with weapons inspections. The High Commissioner responded that we wanted to continue working through multilateral channels and had neither the resources nor the expertise to pursue this matter bilaterally.

## OUT OF SCOPE

were ntexested in legal trade. Their interest was in feeding their people.

## OUT OF SCOPE

10 The High Commissioner said he could make no formal response to the expression of appreciation for New Zealand policy. He went on, informally, to explain that the comments made in New zealand by the Prime Minister and others recently had to be seen in the context of our particular political/constitutional circumstances and should be seen as remarks by a govermment in caretaker mode. The cabinet might return to these issues when the Government was formed. The Charge thanked the High Commissioner for explaining the domestic context.

## OUT OF SCOPE


cc: AUS, RSD, DSP1
P/S MFAT

## IRAQ: LETTER TO TME MINISTER OF INDUSTRY

We enclose (MEA only), for on-passing, a letter from Myassar Shlah, Minister of Industry and Chemicals of Iraq to "His Excellency. Mr James Anderton, Minister of Industry, Newsland". The letter was delivered by Mr Abdul Ali, the Attache from the Embassy of Yraq.

2 The letter presents Iraqi views of the sanctions regime and its effects and outlines recent discussions between Iraq and the UN Secretary General. There do not appear to be any specific requests of Mr Anderton or New Zealand in the letter. The Minister notes that a letter on the issue of "the US flagrant intervention and pressures on the Security Council" was sent by the Iraqi Minister of Foreign Affairs to the New Zealand Minister of Foreign Affairs and Trade. We are not sure how recently this was and whether yourreceived such a letter - we have no record of it passing through this office.

## OUT OF SCOPE



Encl

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The above mentioned presentation shows the reality of the US flagrant intervention and pressures on the Security Council. Also I would like to mention to your Excellency, that a letter on this issue was sent by our Minister of Foreign Affairs to his Counterpart in your country.

I am confident
contribute together with other friendly efforts and support that your esteemed country embargo imposed on Iraq, so that, peace and prog to find a solution to lift the unjust

I avail this opportunity to express my deepest consideration and Highest Regards.
 REPUBLIC OF IRAQ
14 /8/2002


## / العدد / ال <br> R2002/8/14 / 8 /

## HIS EXCELLENCY

MR. JAMES ANDERTON MINISTER OF INDUSTRY NEWSLAND

## EXCELLENCY,

It is a pleasure to write to your Excellency expressing my sincere greetings and respect, assuring you that IRAQ is eager to expand the relations with your friendly world but, the economic embargo still ind strong relations with most countries of the relations to the at most possible. rying during the last years to renew and develop the

I am confident that with th embargo will be lifted very soon help and support of all friendly countries. The depending on its own capabilities, and natural enable Iraq to practice its normal relations

The continuation of Security Council from fulfilling its obligisting as a result of the United States preventing the the sufferings of the Iraqi people due to the tons towards Iraq has led to the aggravation of last June 2002 ) claimed the lives of $1,670,000$ Iraqi unjust blockade which (up to the end of the failure of the Oil-for- food program, which is initioll people, mostly elderly and children, and meet the minimum humanitarian needs of the Iraqi 2170 contracts of humanitarian needs whose value is 5 people The United States has put on hold
(.)
retroactive effect, which led to a serious drop in a strange mechanism for oil pricing with program revenues.


In order to overcome the existing impasse in the Iraq-UN relationship, the Government of Iraq has responded positively to the UN Secretary General's proposal for conducting an unconditional dialogue with an open agenda with a view to implementing Security Council resolutions in a balanced and fair manner that corresponds to international law and the UN Charter.

During the second round of dialogue on March 2002, the Minister Of Foreign Affairs of Republic of lraq raised with the UN Secretary General 19 questions (enclosed herewith, for your information), and requested that the Security Council answer them. In these questions, we asked the Security Council to clarify its position on Its obligations towards Iraq stipulated in its own resolutions. In the forefront of these commitments is the lifting of the unjust embargo (paragraph 21 and 22 of Res. 687), freeing the Middle East from Weapons of Mass Destruction (paragraph 14 of Res. 687) and halting the daily aggressions being launched by the United States and Britain within and outside the two so-called No-Fly Zones in violation of all Security Council resolutions which call for respecting Iraq's sovereignty, independence and territorial integrity.

The UN Secretary General said that Iraq's questions are legitimate and promised to convey them to the Security Council and to answer them.

The last meeting was in Vienna to hold a round of dialogue ( $4-5^{\text {th }}$ July 2002) which we prefered to be held outside the territory of the United States after members of our delegation were subjected to harassment and delay by American authorities in a flagrant violation for the headquarter agreement between the United Nations and United States and Vienna Convention. We confirmed during that round that the only way to get out of the crisis in the UN-Iraq relations is through a comprehensive settlement.

The UN Secretary General has mentioned, with regret, that he has got no answers from the Security Council to our questions, and he could not decide now the date of the next round but he would continue contacts with the Mraqi side, including on technical level, stressing that the Vienna round of dialogue was constructive.

# Questions Submitted by the Minister of Foreign Affairs of the Republic of Iraq to the Secretary General of the United Nations during the dialogue session on March 7, 2002. 

1- What is your Excellency's view and estimation of what we had reached after seven years and seven months of cooperation with UNSCOM and the IAEA? And how can we build on those results?

2- If one or two permanent members of the Security Council say that they are not certain about the end of disarmament stage, what are the things they want to be certain about, the time necessary for that, the things they are looking for and ways and means to carry this out? It is important that we should be satisfied too, not only the Security Council, in order to cooperate with the Council and continue our cooperation with it. If they have doubts about a particular site or activity, we should know it.

3- How do you explain the case of a Permanent Member of the Security Council which officially and openly calls for invading Iraq and imposing a puppet regime on its people by force, in violation of Security Council resolutions themselves which provides for the respect of Iraq's sovereignty, independence and territorial integrity, as well as the rules of international law and the UN charter, while this Permanent Member of Security Council demands Iraq to implement these resolutions?

4- Does the Security Council seriously stick to its mandate and the resolutions it adopted, particularly resolution 687, and to the fair and legal reading of this resolution? Or will the Security Council give in to the United States own interpretation of the resolutions and its own unilateral decisions on Iraq?

5- How will the relation between Iraq and the Council be normalized under the present declared US policy which aims at invading Iraq and changing its national government by force?

6- The United States has declared once again that economic sanctions on Iraq will remain in place as long as the national government remains in Iraq. What is the attitude of the Security Council towards such a policy which is in violation of relevant Security Council resolutions?
7. What are the guarantees that the United Nations can give to Iraq to avoid overlapping between Iraq - UN relationshíp and the US hostile objective against Iraq?

8- The principle of concurrence in the implementation of the corresponding obligations under Security Council Resolution is necessary and essential for confidence rebuilding between Iraq and the Security Council. What are your views on the obligations relating to Iraq's rights, in the forefront of which is the lifting of sanctions, respecting Iraq's sovereignty, independence and territorial integrity and the establishment in the Middle East of a zone free from Weapons of Mass Destruction, which should be implemented to open a new stage of cooperation between Iraq and the United Nations? How can we establish a mechanism that guarantees the concurrent implementation of the obligations of the two sides?

9- Do you think that it is fair to demand the government of Iraq to implement the Security Council resolutions and not addressing the same demand to a permanent Security Council member which has constantly violated these resolutions with regards to Iraq's sovereignty, independence and territorial integrity, and officially announces that its policy will aim at invading the Republic of Iraq and imposing a puppet regime on its people.

10- Is it fair, after the exposure of the espionage acts by UNSCOM and IAEA as admitted by members of UNSCOM, American sources and statements made by permanent members of the Security Council and the UN Secretariat too, to bring into Iraq again inspectors who could be used to spy on Iraq and its leadership and to update data about vital economic facilities to attack them in a coming aggression?

11- Can the United Nations guarantee that those new inspectors are not spies and will not conduct spying tasks?

12- Can the United Nations guarantee the elimination of the two No Fly Zones? Can the United Nations guarantee that the coming inspection formula will not be a prelude to an aggression against Iraq like what happened in 1998? Can the United Nations guarantee that the United States will not commit aggression on Iraq as happened in the past years while inspection operations were being carred out?

13- What is your Excellency's view on the duration of the inspection in order that the inspection commission can conclude, to a degree of certainty, that Iraq has retained no Weapons of Mass Destruction so as to report this fact to the Security Council? What is the method of inspection the UN is thinking of adopting and to what extent it is compatible with the relevant international conventions?

14- How will inspectors from countries that openly and officially seek to threaten Iraq's National Security and attempt to invade it, apply a neutral international mandate in Iraq, respect the provisions of Security Council resolutions and respect their commitment under the UN Charter? The presence of American and British inspectors within UNSCOM and IAEA had helped the United States and Britain gather intelligence and select the targets of their aggression against Iraq. All the sites that were visited by inspection teams were subjected to aggression at the end of 1998, among those sites are presidential sites, although
the inspectors had affirmed that these sites were free of weapons of mass destruction. The American and British have also bombed all industrial sites that were subject to the then on-going monitoring plan on the basis of the information given to them by spying inspectors themselves.

15- What is the Secretary-General's view of the UNMOVIC composition? Is it possible to include individuals who had already violated the neutral mandate of the UN and their own duties and disgraced the United Nations by spying on Irad?

16- What will be the terms of reference for UNMOVIC since what has been mentioned about that in UN documents and statements issued so far is ambiguous? What are the limits of the powers of its chairman? What are the limits of the powers of the college of commissioners? How will the Secretary-General supervise its works? What are the guarantees that the UNMOVIC and its chairman will not abuse their powers? What are the guarantees that UNMOVIC will not violate !raq's sovereign rights?

17- Dropping 120 thousand tons of explosives, including 800 tons of Depleted Uranium (DU) on Iraq during the 1991 an subsequent aggressions, as well as the comprehensive embargo imposed on Iraq for 12 years now have resulted in almost total destruction of the economic, health, educational and social infrastructure. The UN-imposed Compensation and its high percentage constitute a major obstacle in reconstruction of these facilities. Does the Secretary-General have an idea about how to remedy this situation? And does he intend to dispatch an expert team to lraq to discuss the costs of reconstruction in a manner that helps the Secretary Council reconsider the issue of Compensation?

18- The embargo imposed on Iraq and the US and UK military aggressions on it since 1991 have resulted in heavy human and material losses. What are the possibilities, within the framework
of a comprehensive solution based on justice, to consider compensating Iraq for the heavy and costly human, material, and psychological losses and damages suffered by its people on the same basis established in Security Council's resolutions on Compensation?

19- Iraq has the legitimate right to self -defense in accordance with Article 51 of the UN Charter. However, the Security Council has not complied with its own obligations to respect Iraq's sovereignty, a situation that has encouraged regional and non-regional parties to violate Iraq's national security. How do you see Iraq's right to self-defense and its rights to acquire conventional defensive weapons authorized under international law and UN Charter?


## FACSIMILE MESSAGE

DATE: 24 October 2002
TO: MFAT EOOA
FROM: Robyn Glogoskj
MFAT: MEA, RSD, AUS,DSP1 PAGE 1 OF:
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## SUBJ: IRAQ : STATEMENT ISSUED BY BAGHDAD

Please find attached Note No. 28 from the Embassy of Traq enclosing a statement issued by the Foreign Ministry in Baghdad.

2 The Note has been acknowledged.


The Embassy of the Republic of Iraq presents its Compliments to the Department of Foreign Affairs And Trade and MP, and has the honor to send Inclusively the statement which issued by the Foreigm Ministry / Baghdad regarding the present hostile of The ( USS Administration) against Iraq and its Leadership.

The Embassy avail itself of this opportumity to renew The assurances of its highest consideration .


## Canberra

## Commention the present hostile campaiga of the us aiministration againse lrag and its leadersiaip

1. The present eampaign led by the US Administration against $F, E$, Presidear Saddam Hussein and the people of Irad contradicts entirely the Administration's policy betore the imposition of sanctions in 1990 of seeking to improve and expand relations with Irag and its leadership. In 1987 the US Adminisuration was pustuing vigorowsly to conclude a trade agreernent with Iraq and on August $26^{\text {ih }} 1987^{\circ}$ a major Commerciat and iechnical Cooperation Asreement Berween the Government of che Republic of Iruc and the Govermment of che Initrod States of Anverica was concluded and signed by the Trade Minister of lrag and by the Acting Secretary of the US Department of Commerce when Mit. George Bush (Senior) was Vice President of ine United Siates. According to that agreement, the two countries agreed wo strengthen economic and toctonical cooperation between them on the basis of equality and mutual benicfit in commerce, industry, agriculture, finance, energy, transter of rechnology, transportation and health. Accordingly, Iraq became a major imporier of is agriculmal products. $20 \%$ of roal US rice expons went in Iraq and $60 \%$ of Iraq's oil exports went to the United States. US exports to Iraq also included agricultural macbinery and equipment, elecrical appliances, sutomobiles, vehicles, caravans and oticer US products. Iraq also agreed and began working on a project with GM1 to set up an auto assembly plant near Baghdad to produce 90 thousand Oldsmobile sajoon cars a year. Production would have started in 1992 and would have generated annual sales of 1.5 billion dollars. Everifier the imposition of sanctions, when the Oil-for-Food Program went into effect in 1997, Irech maintained trade with US firms and singed 45 contracts worth 227 mittion dollars within thas prograrn for the supply of food, medicine and other humanitariangoods ineluding spare paris for eifectric porter stations. Early this year, Iray also concludeci a 200 miliion dollar consract for the supply of 10 thousand Anmerican made saloon cars and 200 antrbulances.
2. In wew of ins desire 20 improve relations with Irad, the : S Administration provided loans to ladiq worth five billion ciohiars from 1982 up until 1990 through the Agrieufural Loans ard EXIM Banks. When attempts were made to block some of these loans,

the president of the Uniled States at the time George F3iish (Senior) sent a White House Presidential Dereminetion Nu 90-7 ot January 17. i 990 to the Secretary of State detemining that "t wich respect to Jraq s application of prohibition in that section un the ExportSmport Bank or its agent not in the noriomal interest at the trited
Staras".
3. if one assumes that President George W. Bush's ciaims in his specch at the UN General Assernbly on the $12^{\text {th }}$ Sepermber 2002 ebout iraq before 1990 were trae, then how can one explain this, desire by the US Administration to have such high level of cooperation beiween the U'S and lraq before 1990?
