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Case N° ICTR-96-14-I, TRIAL CHAMBER 1

DEFENCE EXHIBIT Nr.

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ICTR-96-14-I
DEF. EXH. D2B
RECEIVED ON 19.6.2002
PW2: GK

**Re: Instructions to restore security – Letter from the Prime Minister
dated 27th April, 1994**

RWANDAN REPUBLIC
KIBUYE PREFECTURE

Kibuye le 30.4.94
No 0280 /04.09.01

Mister the "Sous-Préfet" of the "Sous-Préfecture"
of BIRAMBO

Subject: Instructions to restore
security

Mister the "Bourgmestre" of the commune (all)
KIBUYE (MABANZA)

Dear Sir,

Please find hereby attached instructions to restore security
in the country as I received them from the Prime Minister in the letter No 007/02.3.9/94 dated 27
avril 1994.

You are requested to communicate them to the population
in a meeting as it has been suggested during the meeting we held together on 25/04/94.

"Préfet" of Kibuye "Préfecture"
Dr. KAYISHEMA Clément

C.C.

Minister of Interior and Communal Development
KIGALI

RWANDAN REPUBLIC
Office of the Prime Minister

Kigali on 27 April 1994

No 007 / 02-03-9/94

Mister the "Préfet" of the "Préfecture" (all)

Subject : Instructions to restore security
In the country

Dear Sir,

On 6 April 1994, the plane carrying our Head of State, His Excellency Major General HABYARIMANA Juvénal and His Excellency NTARYAMIRA Cyprien, President of the Republic of Burundi together with their delegations, has been shot down by the enemies on the way back from a mission for peace in our country in Dar-Es-Salam, Tanzania. The RPF-INKOTANYI, violating the Arusha Peace Accords, immediately resumed the war by attacking the positions of the Rwandan Armed Forces. Even the troops who were protecting the officers of Inkotanyi got out of CND, where they camped, dispersed in Kigali city and started killing and trying to capture the military camps of the National Army.

The sad news about the assassination of the President of the Republic and the resumption of the war by RPF, has quickly spread through out the country. Violence immediately broke out here and there and caused damage of a lot of things, even many people died and others were displaced.

Following these sad events, the National Forces immediately started fighting the enemy and tried their best to ensure security of people and properties.

The five political parties which formed the government, notably MRND, MDR, PI, and PDC after having noted the death of the President of the Republic, and that of the Prime Minister who died in the troubles, held a meeting without delay, to examine how to get the country out of the dead-end brought about by the death country's highest authorities.

Following the disposition of Constitution of the Rwandan Republic dated 10 June 1991, in its Article 42, the President of the National Assembly for Development, directly became acting

President. Therefore, His Excellency SINDIKUBWABO Théodore became President of the Republic. He appointed, as Prime Minister, KAMBANDA Jean who submitted to him the list of ministers agreed upon by political parties : MRND, MDR, PSD, ^{PL} and PDC.

The Government received, for mandate, the following three objectives :

- 1) Good governance of the country. Particularly, the government must quickly restore and maintain security of Rwandans and that of their properties.
- 2) To continue the negotiations with the RPF in order to set up the broad-based transitional institutions within ~~three~~^{six} weeks as requested by the United Nations's Security Council to the government of Rwanda.
- 3) To solve the problem of famine which is facing many of our people, particularly the war-displaced people.

Referring myself to the message addressed to the People of Rwanda by His Excellency the President of the Republic, particularly on the 8th, 13th, 14th and 17th of April 1994,

Referring myself to the messages that I have been addressing to the People of Rwanda for some days,

Referring myself to the decisions of the council of Ministers that have been constantly examining the security problem and addressing to the people of Rwanda messages aimed at safeguarding the security in the country, and particularly to the meeting which gathered the Ministers and the Prefects on 11 April 1994, to the council of Ministers of 23 April 1994 and to the council of Ministers of 27 April 1994,

On behalf of the government of Rwanda, I am writing to communicate to you the instructions to be followed by all the levels in charge of security and by the whole population so that security and calm which have been troubled in all the corners of the country return quickly.

- 1) As it has started to be done in most of the prefectures, you are requested to organize, without delay and frequently, security meetings at the level of your prefecture. In these meetings, concrete measures must be taken and immediately implemented according to the security problems that the prefecture is faced with. Every prefectural security meeting must suggest a follow-up scheme in order to supervise the implementation of those measures so as to be able to follow-up the re-establishment of security.
- 2) Since it is the responsibility of everyone to reinforce security, you are requested, at all levels dealing with the security problem, to get all the levels and all the persons capable of doing so to assist you: the representatives of the parties, the representatives of the denominations, the representatives of the central administration of the country, the National Army.

3) The enemy who attacked Rwanda is well known: it is the RPF-INKOTANYI. You are therefore requested to explain to the people that they must avoid anything that would bring about violence among them on the pretext of ethnic groups, regions, denominations, political parties, hatred, etc, because violence within the population constitutes a breach for the enemy. Nevertheless, the population must remain watchful in order to unmask the enemy and his accomplices and hand them over to the authorities, and get the National Army to assist them where they prove incapable of doing that.

The authorities of the communes, secteurs and cellules are requested, with the assistance of the National Army wherever possible, to identify places where should be set up officially recognized roadblocks and to set up a system in which the rounds would continue to be done in order to prevent the enemy from infiltrating. Those who are on those roadblocks and who are doing those rounds shall not commit acts of violence against innocent population.

4) All acts of violence, looting and all criminal acts have to stop immediately. That is why the National Army, the public prosecution and other judicial authorities have to punish severely any person who will be found guilty of those acts. Whenever necessary, you will ask to be assisted by the National Army and judicial authorities to stop violence, to fight against robbery and looting, and to teach citizens to maintain their good culture of mutual assistance and self defense.

5) You are requested to sensitize the population not to listen to those who spread rumors aimed at discouraging and dividing them, and to sensitize them to give their full support to their government and to collaborate with the National Army now on battle fields fighting for the safety of our country and the restoration of peace in Rwanda.

6) All vehicles of the government and individuals, leaving one commune for another, in the same prefecture, shall present a pass issued by the bourgmestre of the commune they are leaving.

The vehicles of the government and individuals leaving a prefecture for another shall have a pass issued by the prefect of the prefecture they are leaving.

The government vehicles which are on mission must have a mission order signed by a Minister or his direct assistant(Cabinet Director, or General Director).

The vehicles of the National Army must have a travel warrant issued by military authorities. The names of all passengers of those vehicles must be written on those papers.

7) Humanitarian organizations shall have facilitating advantages in order to fulfill their task of assistance to people in distress. The vehicles with this task shall have travel warrants issued by officials of those organizations, and those papers shall include lists of passengers or items they carry.

8) As soon as security of people and goods comes back in your communes and prefectures,

you have to see urgently how people would go back to work, markets take place as usual, factories resume their activities, farmers do their daily works in order to fight against the plague of famine we are heading for.

9) You are requested to make a clear plan for public meetings in commune, in order to find out an appropriate way to restore and maintain security.

10) I strongly request you to implement these instructions without delay and that prefectural security meetings base themselves on these instructions to take measures and actions to restore peace and security among the people of Rwanda.

I take this opportunity to strongly thank the National Army for their persistent courage and dedication and I ask them to continue to show determination in the defense of the sovereignty of the country and of the security of all the inhabitants of Rwanda.

In conclusion, I thank you for your capital role and for your persistent courage in the maintenance of the security of the people and their property, in collaboration with the National Army and judicial authorities.

I wish you peace.

KAMBANDA Jean
Prime Minister.

cc.

- His Excellency the President of the Republic
- Madam, Mister Minister (All)
- President of the political party (All)