

UNCLASSIFIED

PTQ8239

RELEASED IN PART  
B3, NSA50

PAGE 01 STATE 125112 272305Z  
ORIGIN SWCI-00

INFO	LOG-00	NP-00	AID-00	AMAD-00	A-00	ACQ-00	CA-01	
	CCO-00	CG-00	<input type="text"/>	COME-00	CTME-00	INL-00	DODE-00	B3 OTHER
	DOEE-00	DOTI-00	SRPP-00	DS-00	EB-00	EUR-00	FAAE-00	
	FBIE-00	UTED-00	VC-00	H-01	TEDE-00	INR-00	INSE-00	
	JUSE-00	L-00	VCE-00	M-00	AC-01	NRCE-00	NSAE-00	
	NSCE-00	OCS-03	OMB-01	PA-00	PER-00	PM-00	PRS-00	
	ACE-00	P-00	SCT-00	SP-00	IRM-00	SSO-00	SS-00	
	TEST-00	TRSE-00	T-00	USIE-00	USSS-00	ASDS-01	PMB-00	
	DSCC-00	PRM-00	DRL-02	G-00	SAS-00	/010R		

125112  
 SOURCE: KODAKD.027053  
 DRAFTED BY: S/WCI:BBLASCHKE:BB -- 06/27/02 (202) 647-5072  
 APPROVED BY: S/WCI:PPROSPER  
 L/NESA:JADOLAN EUR/UBI:CHERNANDEZ S/CT:DSCOTT  
 DOD/OSD:CBECK DOJ/OSG:GGARRE DOJ/ODAG:MINCONTRO  
 DOD/OGC:EDAVIDSON  
 DESIRED DISTRIBUTION:  
 S/WCI, L/NESA, EUR/UBI, S/CT

-----C394F9 272306Z /38

P 272303Z JUN 02  
FM SECSTATE WASHDC  
TO AMEMBASSY LONDON PRIORITY

UNCLAS STATE 125112

SENSITIVE BUT UNCLASSIFIED

E.O. 12958: N/A

UNCLASSIFIED

PAGE 02 STATE 125112 272305Z  
TAGS: PREL, PTER, KAWC, KJUS, UK  
SUBJECT: RESPONSE TO INQUIRIES ON GUANTANAMO DETAINEES

REF: (A) LONDON 412 (B) LEADER-CWG-PM E-MAIL 6/21

1. (U) IN RESPONSE TO REF A INQUIRY FROM MP DAVIES REGARDING A UK CITIZEN DETAINED IN GUANTANAMO, POST IS AUTHORIZED TO PROVIDE THE INTERAGENCY CLEARED RESPONSE IN PARAGRAPH 2. TO RESPOND TO REF B LETTER AND SIMILAR INQUIRIES FROM LAWYERS REPRESENTING THE FAMILIES OF DETAINEES, POST SHOULD USE INTERAGENCY CLEARED LANGUAGE IN PARAGRAPHS 2 AND 3 AS APPROPRIATE AND RESPONSIVE TO

REVIEW AUTHORITY: Martin McLean, Senior Reviewer

DECONTROLLED/UNCLASSIFIED

-----INTS. DEPARTMENT HAS SHARED THESE POINTS  
INFORMALLY WITH THE BRITISH EMBASSY. EMBASSY SHOULD ALSO  
SHARE RESPONSES TO THESE INQUIRIES WITH APPROPRIATE UK  
GOVERNMENT OFFICIALS.

DECONTROLLED/UNCLASSIFIED

2. (SBU) GUIDANCE FOR RESPONSE

-- WE ARE NOT IN A POSITION TO ADDRESS THE PARTICULAR  
CIRCUMSTANCES OF ANY OF THE INDIVIDUALS DETAINED AT  
GUANTANAMO BAY.

--INDIVIDUALS DETAINED AT GUANTANAMO ARE ENEMY COMBATANTS  
CAPTURED IN CONNECTION WITH AN ON-GOING ARMED CONFLICT AND ARE  
HELD IN THAT CAPACITY UNDER THE CONTROL OF US MILITARY  
AUTHORITIES.

--ENEMY COMBATANTS POSE A SERIOUS THREAT TO THE UNITED STATES  
AND ITS COALITION PARTNERS.

-- THEY ARE BEING HELD IN ACCORDANCE WITH THE LAWS AND  
UNCLASSIFIED

PAGE 03 STATE 125112 272305Z  
CUSTOMS OF WAR, WHICH PERMIT THE UNITED STATES TO HOLD  
ENEMY COMBATANTS AT LEAST FOR THE DURATION OF HOSTILITIES.

--THE UNITED STATES IS TREATING THESE INDIVIDUALS HUMANELY AND  
IN A MANNER CONSISTENT WITH THE PRINCIPLES OF THE THIRD  
GENEVA CONVENTION OF 1949. REPRESENTATIVES OF THE INTERNATIONAL  
COMMITTEE FOR THE RED CROSS ARE AT GUANTANAMO BAY AND MEET WITH  
DETAINEES INDIVIDUALLY AND PRIVATELY.

-- UNDER INTERNATIONAL HUMANITARIAN LAW, CAPTURED ENEMY  
COMBATANTS HAVE NO RIGHT OF ACCESS TO COUNSEL OR THE COURTS TO  
CHALLENGE THEIR DETENTION. IF AND WHEN A DETAINEE IS CHARGED  
WITH A CRIME, HE WOULD HAVE THE RIGHT TO COUNSEL AND FUNDAMENTAL  
PROCEDURAL SAFEGUARDS. TO DATE, NO DETAINEE AT GUANTANAMO HAS  
BEEN CHARGED WITH ANY PARTICULAR CRIME.

-- THE UNITED STATES MAINTAINS THAT ACCESS TO COUNSEL BY ENEMY  
COMBATANTS WOULD DIRECTLY INTERFERE WITH THE ONGOING EFFORTS OF  
THE UNITED STATES TO GATHER AND EVALUATE INTELLIGENCE ABOUT THE  
ENEMY, ITS ASSETS, AND ITS PLANS. SUCH INTELLIGENCE IS CRITICAL  
TO THE CONDUCT OF THE WAR EFFORT, TO THE PROTECTION OF AMERICAN  
AND COALITION LIVES AND INTERESTS IN THAT EFFORT, AND THE  
PREVENTION OF FURTHER ATTACKS AGAINST THE UNITED STATES AND ITS  
COALITION PARTNERS. THIS IS OUR LEGAL POSITION IN JUDICIAL  
PROCEEDINGS WHENEVER THE ISSUE IS RAISED.

3. (SBU) IN RESPONSE TO CONCERNS IN THE LETTER FROM ATTORNEY  
CHRISTIAN FISHER (REF B) ON BEHALF OF THE ABBASI FAMILY

DECONTROLLED/UNCLASSIFIED

DELIVERY OF MAIL, POST SHOULD INCLUDE IN ITS  
RESPONSE THE FOLLOWING INTERAGENCY CLEARED GUIDANCE ON THAT  
POINT:

UNCLASSIFIED

DECONTROLLED/UNCLASSIFIED

PAGE 04 STATE 125112 272305Z

-- INDIVIDUALS DETAINED AT GUANTANAMO ARE ALLOWED TO RECEIVE AND  
SEND PERSONAL MAIL, SUBJECT TO SCREENING FOR SECURITY AND  
OPERATIONAL PURPOSES. NOT ALL DETAINEES, HOWEVER, HAVE BEEN  
SENT MAIL, AND NOT ALL ELECT TO WRITE LETTERS HOME. FOR  
OPERATIONAL REASONS, WE ARE NOT IN A POSITION TO PROVIDE  
INFORMATION CONCERNING THE EXTENT TO WHICH SPECIFIC PIECES OF  
MAIL HAVE GOTTEN OR WILL GET THROUGH TO A PARTICULAR DETAINEE.  
POWELL

UNCLASSIFIED

<< END OF DOCUMENT >>

DECONTROLLED/UNCLASSIFIED

SECRET

PTQ1762

RELEASED IN PART  
B1, 1.4(B), 1.4(D)

PAGE 01 LONDON 01031 101733Z  
ACTION NODS-00

INFO LOG-00 CCOE-00 SAS-00 /000W  
-----33EC2C 101734Z /38

O 101735Z FEB 03  
FM AMEMBASSY LONDON  
TO SECSTATE WASHDC IMMEDIATE 6772

S E C R E T LONDON 001031

NODIS **DECAPTIONED**

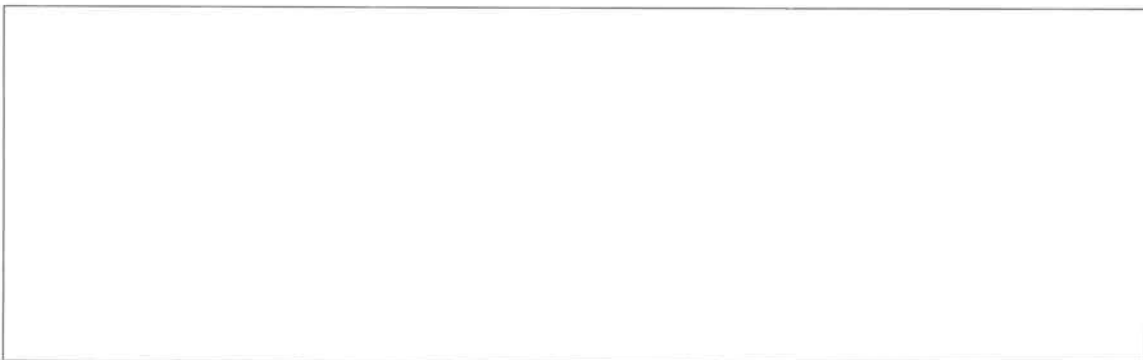
DEPT FOR S/WCI, L, AND EUR/UBI; PLEASE PASS TO DOD/OGC  
(DAVIDSON), DOD/OSD/SOLIC (VACCARO); JCS/LC (DALTON);  
DOJ/CRM (MCTAMNEY)

Classification Extended ~ Class: SECRET ~  
Reason: 1.4(b,d) Declassify on: 2/10/2028

E.O. 12958: DECL: 02/10/2013  
TAGS: PTER, PREL, KAWC, UK  
SUBJECT: UK DETAINEE TRANSFERRED TO GUANTANAMO

REF: STATE 36863

CLASSIFIED BY: POLCOUNS CHARLES SKINNER. REASONS 1.5 (B) (D) .



B1

2. (U) AN ARTICLE IN THE GUARDIAN NEWSPAPER ON THE MORNING OF FEBRUARY 10 ACCUSED THE USG OF MISTREATING BEGG WHILE IN BAGRAM, AND QUOTES A FOREIGN OFFICE SPOKESMAN AS SAYING "WE'VE BEEN CONTINUING TO PRESS THE U.S. FOR WELFARE ACCESS TO MR. BEGG AND INFORMATION ABOUT HIS DETENTION EVER SINCE THE ICRC CONFIRMED HIS DETENTION IN BAGRAM. WE HAVE NOT GOT ACCESS. IT'S BEEN RAISED BY SENIOR OFFICIALS WITH THE U.S. ADMINISTRATION ON A NUMBER OF OCCASIONS...NO, WE'RE NOT PLEASED ABOUT NOT GETTING ACCESS."

3. (C) COMMENT: BEGG'S TRANSFER TO CAMP DELTA AND THE

REVIEW AUTHORITY: Martin McLean, Senior Reviewer

**UNCLASSIFIED**

-----  
LESS BY UK OFFICIALS WILL TAKE THE FOCUS OFF HIS

PARTICULAR CASE, BUT NOT SIGNIFICANTLY LESSEN PUBLIC AND  
PARLIAMETARY CRITICISM OF OUR DETAINEE POLICY.

FARISH

SECRET

UNCLASSIFIED

<< END OF DOCUMENT >>

UNCLASSIFIED

UNCLASSIFIED

CONFIDENTIAL

PTQ547

RELEASED IN PART

B1, 1.4(B), 1.4(D), B3, NSA50

PAGE 01 LONDON 01367 01 OF 02 251434Z  
ACTION SCT-00

INFO	LOG-00	NP-00	AID-00	A-00	CCO-00	CG-00		B3 OTHER
	COME-00	CTME-00	INL-00	DOEE-00	DOTE-00	PERC-00	SRPP-00	
	DS-00	EAP-00	EB-00	EUR-00	FAAE-00	FBIE-00	VC-00	
	TEDE-00	INR-00	INSE-00	IO-00	LAB-01	L-00	CAC-00	
	VCE-00	M-00	AC-01	DCP-01	NRCE-00	NSAE-00	NSCE-00	
	OCS-03	OMB-01	DHS-00	OPIC-01	PA-00	PM-00	PRS-00	
	ACE-00	P-00	SP-00	SSO-00	SS-00	TRSE-00	USIE-00	
	USSS-00	ASDS-00	EPAE-00	PMB-00	DSCC-00	PRM-00	DRL-01	
	G-00	SAS-00	SWCI-00	/009W				

-----3B171A 251435Z /38

O 251433Z FEB 03  
FM AMEMBASSY LONDON  
TO SECSTATE WASHDC IMMEDIATE 7161  
INFO SECDEF WASHDC PRIORITY

Classification Extended ~ Class: CONFIDENTIAL ~  
Reason: 1.4 (b,d) ~ Declassify on: 2/25/2028

C O N F I D E N T I A L SECTION 01 OF 02 LONDON 001367

STATE FOR S/WCI, L, AND EUR/UBI; DOD FOR OSD/SOLIC AND OGC .

E.O. 12958: DECL: 02/25/2013  
TAGS: PREL, PTER, KJUS, PGOV, UK  
SUBJECT: UK PARLIAMENTARIAN REQUESTS INFO ON ALLEGED  
DETAINEE

CLASSIFIED BY: POLCOUNS CHARLES SKINNER. REASON 1.5 (B) (D) .

1. (C) EMBASSY REQUESTS GUIDANCE FOR THE AMBASSADOR'S  
CONFIDENTIAL

PAGE 02 LONDON 01367 01 OF 02 251434Z  
RESPONSE TO A LETTER (PARA. 3) FROM HOUSE OF COMMONS MEMBER  
EDWARD DAVEY, WHO HAS WRITTEN THE AMBASSADOR CONCERNING  
BISHER AL-RAWI. AL-RAWI IS AN IRAQI CITIZEN, BUT UK  
PERMANENT RESIDENT, WHO WAS ALLEGEDLY TAKEN FROM GAMBIA TO  
AFGHANISTAN BY U.S. OFFICIALS. MR. DAVEY HAS SENT COPIES OF  
THIS LETTER TO AMNESTY INTERNATIONAL AND TO AL-RAWI'S LAWYER,  
GARETH PIERCE, A HUMAN RIGHTS ACTIVIST WHO HAS RAISED THIS  
AND OTHER DETAINEE ISSUES PUBLICLY.



B1

REVIEW AUTHORITY: Martin McLean, Senior Reviewer

UNCLASSIFIED

UNCLASSIFIED

D1

3. (C) BEGIN TEXT:

7 FEBRUARY 2003

YOUR EXCELLENCY,

RE: MR. BISHER AL-RAWI - DETENTION AT BAGRAM AIR FORCE BASE,  
AFGHANISTAN

I AM WRITING ON BEHALF OF MY CONSTITUENT, MR. BISHER AL-RAWI  
WHO IS CURRENTLY BEING HELD IN DETENTION AT BAGRAM AIR FORCE  
BASE, NORTH OF KABUL IN AFGHANISTAN. I HAVE VERY GRAVE  
CONCERNS CONCERNING HIS WELL-BEING AND I AM WRITING TO YOU TO  
SEEK AN URGENT AUDIENCE TO DISCUSS HIS CASE AND SEEK  
ASSURANCES ABOUT HIS HEALTH AND WELFARE, GIVEN THAT HE IS  
CONFIDENTIAL

PAGE 03 LONDON 01367 01 OF 02 251434Z  
CURRENTLY APPARENTLY UNDER THE JURISDICTION OF THE UNITED  
STATES.

MR. AL-RAWI HAS BEEN RESIDENT IN THE UK FOR THE LAST 19  
YEARS. ALTHOUGH HE RETAINS IRAQI NATIONALITY, HE HAS  
PERMANENT RESIDENCY RIGHTS IN THE UK AND HE HAS BEEN A LAW  
ABIDING CITIZEN AND PAYS HIS TAXES HERE. I AM ACTING ON  
BEHALF OF HIS FAMILY, WHO ARE UK CITIZENS AND ARE DEEPLY  
DISTRESSED AND PERPLEXED BY HIS CONTINUING DETENTION. I  
MIGHT ADD HIS PARENTS FLED IRAQ AND SETTLED IN ENGLAND MANY  
YEARS AGO, BECAUSE OF PERSECUTION BY THE REGIME OF SADDAM  
HUSSEIN.

MR. AL-RAWI TRAVELED WITH THREE FRIENDS AND RELATIVES (HIS  
BROTHER WAHAB, MR. JAMIL AL-BANNA AND ABDULLAH ELJANOUDI) TO  
THE GAMBIA ON 8 NOVEMBER 2002, ON A LEGITIMATE BUSINESS  
VENTURE (RELATING TO ESTABLISHING A MOBILE PEANUT OIL  
PROCESSING PLANT). UPON ARRIVAL THEY WERE IMMEDIATELY  
DETAINED BY THE GAMBIAN NATIONAL INTELLIGENCE AGENCY. THEY  
WERE REPORTEDLY TOLD INITIALLY THAT THERE WAS A PROBLEM WITH  
THEIR VISAS. HOWEVER AFTER QUESTIONING THEY WERE ALLEGEDLY  
HANDED OVER TO US INVESTIGATORS WHO PROCEEDED TO QUESTION  
THEM ABOUT ALLEGED LINKS TO "TERRORIST" GROUPS.

WAHAB AL-RAWI AND ABDULLAH ELJANOUDI WERE SUBSEQUENTLY  
RELEASED AND DEPORTED BACK TO BRITAIN, PRESUMABLY BECAUSE  
THEY HAD BRITISH PASSPORTS. BISHER AL-RAWI AND JAMIL  
AL-BANNA HAVE BEEN HELD INCOMMUNICADO SINCE THEIR ARREST AND  
INFORMATION RECEIVED FROM THE INTERNATIONAL COMMITTEE OF THE  
RED CROSS INDICATES THAT THEY WERE TRANSFERRED TO BAGRAM AT

UNCLASSIFIED

PAGE 04 LONDON 01367 01 OF 02 251434Z  
FAMILY, NO WORD HAS BEEN HEARD FROM MR. AL-RAWI OR HIS  
FRIEND. THIS SITUATION IS CAUSING BOTH HIS FAMILY AND MYSELF  
SERIOUS CONCERN.

I HAVE MYSELF BEEN TRYING TO GET INFORMATION, BUT SO FAR TO  
NO AVAIL. I HOPE YOU CAN HELP.

MR. AL-RAWI'S FAMILY STRENUOUSLY DENY THAT HE HAS ANY  
CONNECTION WHATSOEVER WITH ANY TERRORIST GROUP. IT APPEARS  
THEREFORE THAT HE HAS EITHER BEEN DETAINED ON THE BASIS OF  
INACCURATE INTELLIGENCE OR THAT A MISTAKE IN IDENTIFICATION  
HAS OCCURRED. THE OTHER POSSIBILITY IS THAT HE HAS BEEN THE  
VICTIM OF A MALICIOUS ALLEGATION.

I ACCEPT THAT IN THE CURRENT INTERNATIONAL CLIMATE THE UNITED  
STATES HAS TO TAKE ACTION TO SAFEGUARD ITS CITIZENS AND  
ALLIES FROM THE THREAT OF INTERNATIONAL TERRORISM. HOWEVER,  
I AM CONCERNED THAT IN THIS CASE, PRECIPITATE ACTION MAY HAVE  
RESULTED IN THE DETENTION OF TWO TOTALLY INNOCENT INDIVIDUALS.

IN LIGHT OF THE ABOVE, I WOULD RESPECTFULLY REQUEST THAT YOU  
GRANT ME AN AUDIENCE AS SOON AS POSSIBLE IN ORDER THAT WE CAN  
DISCUSS THIS DISTRESSING SITUATION. IN THE MEANTIME, I HOPE  
YOU CAN ASK YOUR OFFICIALS TO INVESTIGATE THIS MATTER  
URGENTLY, TO CONFIRM THESE INDIVIDUALS' WHEREABOUTS, THEIR  
SAFETY, THEIR STATUS AND WHEN THEY WILL BE RELEASED.

CONFIDENTIAL

CONFIDENTIAL PTQ5472

PAGE 01 LONDON 01367 02 OF 02 251434Z  
ACTION SCT-00

INFO	LOG-00	NP-00	AID-00	A-00	CCO-00	CG-00		B3 NSA
	COME-00	CTME-00	DOEE-00	DOTE-00	SRPP-00	DS-00	EAP-00	
	EB-00	EUR-00	FAAE-00	FBIE-00	VC-00	TEDE-00	INR-00	
	INSE-00	LAB-01	L-00	CAC-00	VCE-00	M-00	AC-01	
	NRCE-00	NSAE-00	NSCE-00	OCS-03	OMB-01	DHS-00	OPIC-01	
	PA-00	PM-00	PRS-00	ACE-00	P-00	SP-00	SSO-00	
	SS-00	TRSE-00	USIE-00	USSS-00	ASDS-00	PMB-00	DSCC-00	
	PRM-00	DRL-01	G-00	SAS-00	SWCI-00	/008W		

-----3B171D 251435Z /38

O 251433Z FEB 03  
FM AMEMBASSY LONDON  
TO SECSTATE WASHDC IMMEDIATE 7162

UNCLASSIFIED



UNCLASSIFIED

C O N F I D E N T I A L SECTION 02 OF 02 LONDON 001367

STATE FOR S/WCI, L, AND EUR/UBI; DOD FOR OSD/SOLIC AND OGC .

E.O. 12958: DECL: 02/25/2013

TAGS: PREL, PTER, KJUS, PGOV, UK

SUBJECT: UK PARLIAMENTARIAN REQUESTS INFO ON ALLEGED  
DETAINEE

THANK YOU FOR YOUR HELP WITH THIS MATTER. I LOOK FORWARD TO  
HEARING FROM YOU AT YOUR EARLIEST CONVENIENCE. I AM COPYING  
THIS CORRESPONDENCE TO THE OTHER PARTIES WORKING WITH ME ON  
THIS CASE.

CONFIDENTIAL

PAGE 02 LONDON 01367 02 OF 02 251434Z

YOURS SINCERELY

EDWARD DAVEY MP

CC GARETH PIERCE, BIRNBERG PIERCE & PARTNERS, SOLICITORS  
AMNESTY INTERNATIONAL  
BARRY GARDINER MP (FOR JAMEEL AL-BANNA)  
MR. & MRS. AL-RAWI

END TEXT.  
FARISH

CONFIDENTIAL

<< END OF DOCUMENT >>

UNCLASSIFIED

ACTION NODS-00

INFO LOG-00 CCOE-00 SAS-00 /000W  
-----47D312 201645Z /38

O 201638Z MAR 03  
FM AMEMBASSY LONDON  
TO SECSTATE WASHDC IMMEDIATE 8095

RELEASED IN PART  
1.4(B),B1,1.4(D)

S E C R E T LONDON 002208

NODIS **DECAPTIONED**

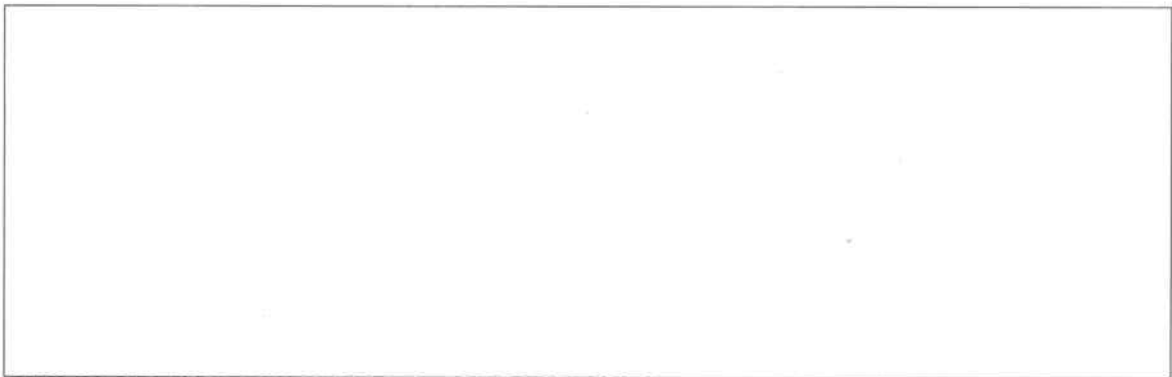
FOR S/WCI AND EUR/UBI

E.O. 12958: DECL: 03/17/2023  
TAGS: KJUS, KAWC, MARR, PINR, UK  
SUBJECT: GUANTANAMO DETAINEES

REF: STATE 72912 (NODIS)

CLASSIFIED BY: POLMINCOUNS MORT DWORCKEN. REASONS 1.5 (B) (D).

1. (S) EMBASSY DELIVERED MARCH 20 REFTEL NOTIFICATION OF THE IMPENDING RELEASE OF SOME (NON-UK CITIZEN) DETAINEES FROM GUANTANAMO BAY TO UK FOREIGN OFFICE COUNTER TERRORISM POLICY DEPARTMENT HEAD ROB MACAIRE. MACAIRE THANKED US FOR THE INFORMATION.



1.4(B)  
1.4(D)  
B1

VISIT LONDON'S CLASSIFIED WEBSITE:  
[HTTP://WWW.STATE.SGOV.GOV/P/EUR/LONDON/INDEX.CFM](http://www.state.sgov.gov/p/eur/london/index.cfm)  
FARISH

NNNN

**REVIEW AUTHORITY: Martin McLean, Senior Reviewer**

ACTION NODS-00

INFO LOG-00 CCOE-00 SAS-00 /000W  
-----48843F 211733Z /38

O 211725Z MAR 03  
FM AMEMBASSY LONDON  
TO SECSTATE WASHDC IMMEDIATE 8170

RELEASED IN PART 1.4(B),B1,1.4(D)

S E C R E T LONDON 002278

NODIS DECAPTIONED

Classification Extended ~ Class: SECRET ~ Reason: 1.4(b,d) ~  
Declassify on: 3/21/2028

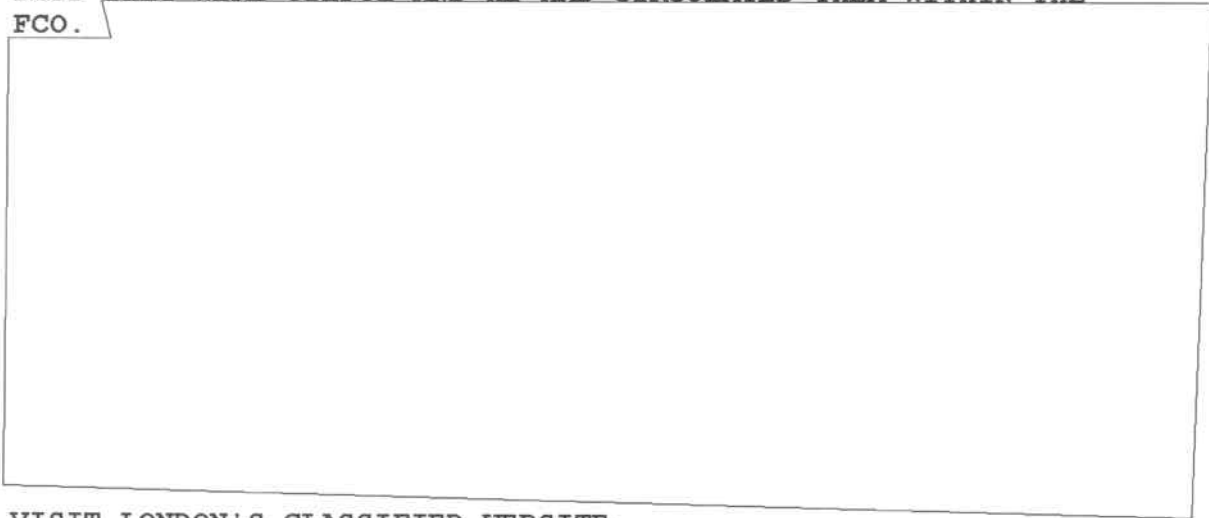
FOR S/WCI AND EUR/UBI

E.O. 12958: DECL: 03/21/2012  
TAGS: PTER, KAWC, PHUM, PINR, UK  
SUBJECT: UK ON PUBLIC DISCLOSURE OF DETAINEE TRANSFERS

REF: A. STATE 73839  
B. LONDON 2208

CLASSIFIED BY: POLMINCOUNS MORT DWORREN. REASONS 1.5 (B) (D).

1. (S) EMBASSY GAVE U.S. PRESS LINE (REF A) TO UK FOREIGN OFFICE (FCO) COUNTER TERRORISM POLICY DEPARTMENT HEAD ROB MACAIRE ON MARCH 21. MACAIRE THANKED US FOR THE POINTS AND SAID THEY WERE USEFUL AND HE HAD CIRCULATED THEM WITHIN THE FCO.



1.4(B)  
1.4(D)  
B1

VISIT LONDON'S CLASSIFIED WEBSITE:  
HTTP://WWW.STATE.SGOV.GOV/P/EUR/LONDON/INDEX.CFM  
FARISH

NNNN REVIEW AUTHORITY: Martin McLean, Senior Reviewer

ORIGIN SWCI-00

INFO	LOG-00	NP-00	AMAD-00	<input type="text"/>	INL-00	DODE-00	DOTI-00	B3 OTHER
	DS-00	EAP-00	EB-00	EUR-00	FAAE-00	FBIE-00	UTED-00	
	TEDE-00	INR-00	JUSE-00	L-00	NSAE-00	NSCE-00	PA-00	
	TFBI-00	PM-00	P-00	SCT-00	SSO-00	SS-00	TEST-00	
	ASDS-00	PMB-00	DSCC-00	PRM-00	DRL-01	SAS-00	/001R	

RELEASED IN PART  
B3, NSA50

164174  
SOURCE: KODAKA.016032  
DRAFTED BY: S/WCI:RMILLER -- 06/13/03 (202) 647-5093  
APPROVED BY: S/WCI:PPROSPER  
L/PM:JADOLAN P:BBRINK D:DPITTMAN EUR/UBI:PHERNANDEZ S/ES:DGRAZE  
S/CT:SMOLNAR PM:GSUCHAN S/ES-CR:EHARDY S/ES-O:MJEKPUK  
DESIRED DISTRIBUTION:  
S/WCI, L, P, S/CT, EUR/UBI

-----7653B0 161522Z /38

O 161511Z JUN 03  
FM SECSTATE WASHDC  
TO AMEMBASSY LONDON IMMEDIATE

UNCLAS STATE 164174

SENSITIVE

E.O. 12958: N/A  
TAGS: PTER, KAWC, PHUM, PINR, UK  
SUBJECT: LETTER FROM THE SECRETARY TO EDWARD DAVEY MP  
REGARDING DETENTION OF MR. BISHAR AL-RAWI BY US AUTHORITIES

1. (U) THIS IS AN ACTION MESSAGE, SEE PARA 2 - 3.

2. (SBU) BACKGROUND. ON MAY 23, 2003, MR. EDWARD DAVEY MP, HOUSE OF COMMONS, WROTE TO THE SECRETARY INQUIRING ABOUT THE HEALTH AND WELL-BEING OF TWO BRITISH CITIZENS, MR. BISHAR AL-RAWI AND MR. JAMIL AL-BANNA, HE CLAIMS ARE IN U.S. CONTROL AT GUANTANAMO BAY, CUBA. MR. DAVEY ALSO QUESTIONS THE UNDERLYING BASIS FOR THEIR DETENTION, AND THE FACT THAT THEY HAVE BEEN DETAINED WITHOUT CHARGES OR BENEFIT OF LEGAL COUNSEL OR CONSULAR ADVICE. REQUEST THAT POST DELIVER THE SECRETARY'S RESPONSE IN PARAGRAPH 3. NO SIGNED ORIGINAL WILL FOLLOW. END BACKGROUND.

3. (U) BEGIN TEXT OF LETTER:

DEAR MR. DAVEY:

THANK YOU FOR YOUR LETTER EXPRESSING CONCERN

REVIEW AUTHORITY: Martin McLean, Senior Reviewer

ARE SAID TO BE HELD UNDER U.S. CONTROL AT THE U.S. NAVAL BASE LOCATED AT GUANTANAMO BAY, CUBA.

THE UNITED STATES AND ITS COALITION PARTNERS ARE AT WAR WITH THE AL QAIDA NETWORK AND REMNANTS OF THE TALIBAN WHO CONTINUE TO SUPPORT THEM. THE AL QAIDA NETWORK TODAY IS A MULTINATIONAL ENTERPRISE WITH OPERATIONS IN MORE THAN 60 COUNTRIES. ACTIVE HOSTILITIES ARE ONGOING DAILY IN AFGHANISTAN AND AROUND THE WORLD. WE CONTINUE TO FIGHT AGAINST ENEMY COMBATANTS WHO ARE PLANNING AND CONDUCTING ATTACKS AGAINST US. IN THIS CONTEXT,

OPERATIONAL AND SECURITY CONCERNS DO NOT ALLOW ME TO CONFIRM OR COMMENT ON THE CIRCUMSTANCES OF CAPTURE, TRANSFER OR DETENTION OF SPECIFIC INDIVIDUALS BELIEVED TO BE HELD AS ENEMY COMBATANTS IN THE COURSE OF THAT CONFLICT.

LET ME ASSURE YOU, HOWEVER, THAT PRESIDENT BUSH HAS AFFIRMED ON ANY NUMBER OF OCCASIONS THAT AL QAIDA AND TALIBAN DETAINEES, REGARDLESS OF THEIR LACK OF STATUS AS POWS UNDER THE THIRD GENEVA CONVENTION OF 1949, WILL BE TREATED CONSISTENT WITH AMERICAN VALUES AND THE PRINCIPLES OF THE INTERNATIONAL LAW OF ARMED CONFLICT. HE HAS DETERMINED THAT THE UNITED STATES ARMED FORCES WILL TREAT ENEMY COMBATANTS HUMANELY AND IN A MANNER CONSISTENT WITH THE PRINCIPLES OF THE THIRD GENEVA CONVENTION OF 1949.

THE AUTHORITY TO DETAIN ENEMY COMBATANTS FOR THE DURATION OF HOSTILITIES EXISTS IN LAW INDEPENDENT OF THE CIVIL JUDICIAL OR CRIMINAL JUSTICE SYSTEM. IN THIS WAR, AS IN EVERY WAR, ENEMY COMBATANTS HAVE NO LEGAL RIGHT TO COUNSEL OR ACCESS TO COURTS FOR THE PURPOSE OF CHALLENGING THEIR DETENTION WHILE HOSTILITIES ARE ONGOING. WHILE SOME ENEMY COMBATANTS MAY FACE CRIMINAL PROSECUTION BEFORE THE END OF HOSTILITIES, NATIONS AT WAR TRADITIONALLY HAVE WAITED UNTIL HOSTILITIES CEASE TO BRING SUCH CHARGES. IF AND WHEN AN ENEMY COMBATANT IS CHARGED WITH A CRIME, HE WOULD THEN BE ENTITLED TO LEGAL COUNSEL AND WOULD RECEIVE A FAIR TRIAL.

REGARDING VISITS TO GUANTANAMO, THE UNITED STATES MILITARY AUTHORITIES ONLY PERMIT VISITS BY FOREIGN OFFICIALS THAT ARE ESSENTIAL TO LAW ENFORCEMENT OBJECTIVES OR INTELLIGENCE GATHERING.

SINCERELY,

DECONTROLLED/UNCLASSIFIED

DECONTROLLED/UNCLASSIFIED

END TEXT

POWELL

NNNN

DECONTROLLED/UNCLASSIFIED

ORIGIN SWCI-00

INFO	LOG-00	NP-00	AMAD-00	<input type="text"/>	INL-00	USNW-00	DODE-00	B3 OTHER
	DOTE-00	DS-00	EAP-00	EB-00	EUR-00	FAAE-00	FBIE-00	
	UTED-00	TEDE-00	INR-00	IO-00	JUSE-00	L-00	NSAE-00	
	NSCE-00	OIC-02	PA-00	TFBI-00	PER-00	PM-00	P-00	
	SCT-00	IRM-00	SSO-00	SS-00	TEST-00	ASDS-00	PMB-00	
	DSCC-00	PRM-00	DRL-00	SAS-00	/002R			

RELEASED IN PART  
B3, NSA50

232074

SOURCE: KODAKA.011002

DRAFTED BY: S/WCI:RMILLER -- 08/11/03 (202)647-5093

APPROVED BY: S/WCI:PPROSPER

L/PM:JADOLAN P:BBRINK D:DPITTMAN EUR/UBI:RDUNHAM

S/CT:SMOLNAR PM:GSUCHAN

DESIRED DISTRIBUTION:

S/WCI, L, P, S/CT, EUR/UBI

-----915BF8 111320Z /38

O 111312Z AUG 03

FM SECSTATE WASHDC

TO AMEMBASSY LONDON IMMEDIATE

UNCLAS STATE 232074

SENSITIVE

E.O. 12958: N/A

TAGS: PTER, KAWC, PHUM, PINR, UK

SUBJECT: LETTER FROM AMBASSADOR PROSPER TO EDWARD DAVEY,  
MP REGARDING DETENTION OF MR. BISHAR AL-RAWI BY U.S.  
AUTHORITIES

REF: (A) STATE 164174, (B) HERNANDEZ-SKINNER E-MAIL 6/16/03

1. (U) THIS IS AN ACTION MESSAGE. PLEASE DISREGARD  
INSTRUCTIONS IN REF A. INSTEAD, PLEASE DELIVER THE LETTER  
AT PARA 3 TO MR. DAVEY.

2. (SBU) BACKGROUND: ON MAY 23, 2003, MR. EDWARD DAVEY  
MP, WROTE TO THE SECRETARY INQUIRING ABOUT THE HEALTH AND  
WELL-BEING OF TWO BRITISH CITIZENS, MR. BISHAR AL-RAWI AND  
MR. JAMIL AL-BANNA, BOTH OF WHOM HE CLAIMS ARE IN U.S.  
CONTROL AT GUANTANAMO BAY, CUBA. MR. DAVEY ALSO QUESTIONS  
THE UNDERLYING BASIS FOR THEIR DETENTION, AND THE FACT  
THAT THEY HAVE BEEN DETAINED WITHOUT CHARGES OR BENEFIT OF  
LEGAL COUNSEL OR CONSULAR ADVICE. AMBASSADOR-AT-LARGE FOR  
WAR CRIMES ISSUES PIERRE PROSPER HAS REPLIED ON BEHALF OF  
THE SECRETARY. NO SIGNED ORIGINAL WILL FOLLOW. END  
BACKGROUND.

REVIEW AUTHORITY: Martin McLean, Senior Reviewer

DECONTROLLED/UNCLASSIFIED

DECONTROLLED/UNCLASSIFIED

3. (U) BEGIN TEXT OF LETTER.

DEAR MR. DAVEY:

SECRETARY POWELL HAS ASKED ME TO RESPOND ON HIS BEHALF TO YOUR LETTER OF MAY 23, IN WHICH YOU EXPRESSED CONCERN REGARDING MR. BISHAR AL-RAWI AND MR. JAMIL AL-BANNA.

DESPITE HAVING FADED SOMEWHAT FROM THE FRONT PAGES, THE UNITED STATES AND ITS COALITION PARTNERS ARE STILL FIGHTING A WAR AGAINST THE AL QAIDA NETWORK AND REMNANTS OF THE TALIBAN WHO CONTINUE TO SUPPORT THEM. THE AL QAIDA

NETWORK TODAY IS A MULTINATIONAL ENTERPRISE THAT MAINTAINS OPERATIONS IN MORE THAN 60 COUNTRIES. THE U.S. AND ITS PARTNERS ARE ENGAGED IN OPERATIONS IN AFGHANISTAN AND AROUND THE WORLD IN ORDER TO COUNTER THOSE WHO WOULD PLAN AND CONDUCT ATTACKS AGAINST US. IN THIS CONTEXT, OPERATIONAL AND SECURITY CONCERNS DO NOT ALLOW ME TO CONFIRM OR COMMENT ON THE CIRCUMSTANCES OF CAPTURE, TRANSFER OR DETENTION OF SPECIFIC INDIVIDUALS BELIEVED TO BE HELD AS ENEMY COMBATANTS IN THE COURSE OF THIS CONFLICT.

I ASSURE YOU THAT DESPITE THEIR LACK OF STATUS AS POWS UNDER THE THIRD GENEVA CONVENTION OF 1949, AL QAIDA AND TALIBAN DETAINEES WHO ARE DETAINED AS ENEMY COMBATANTS BY THE UNITED STATES ARMED FORCES ARE TREATED CONSISTENT WITH AMERICAN VALUES AND THE PRINCIPLES OF THE INTERNATIONAL LAW OF ARMED CONFLICT. AS PRESIDENT BUSH HAS STATED, THE UNITED STATES ARMED FORCES WILL TREAT ENEMY COMBATANTS HUMANELY AND IN A MANNER CONSISTENT WITH THE PRINCIPLES OF THE THIRD GENEVA CONVENTION OF 1949.

THE AUTHORITY TO DETAIN ENEMY COMBATANTS FOR THE DURATION OF HOSTILITIES EXISTS IN LAW INDEPENDENT OF THE CIVIL JUDICIAL OR CRIMINAL JUSTICE SYSTEM. IN THIS WAR, AS IN EVERY WAR, ENEMY COMBATANTS HAVE NO LEGAL RIGHT TO COUNSEL OR ACCESS TO COURTS FOR THE PURPOSE OF CHALLENGING THEIR DETENTION WHILE HOSTILITIES ARE ONGOING. WHILE SOME ENEMY COMBATANTS MAY FACE CRIMINAL PROSECUTION BEFORE THE END OF HOSTILITIES, NATIONS AT WAR TRADITIONALLY HAVE WAITED UNTIL HOSTILITIES CEASE TO BRING SUCH CHARGES. IF AND WHEN AN ENEMY COMBATANT IS CHARGED WITH A CRIME, HE WOULD THEN BE ENTITLED TO LEGAL COUNSEL AND WOULD RECEIVE A FAIR TRIAL.

REGARDING YOUR PROPOSAL OF A BRITISH PARLIAMENTARY VISIT TO GUANTANAMO, UNFORTUNATELY THIS WILL NOT BE

DECONTROLLED/UNCLASSIFIED



THE UNITED STATES OF AMERICA  
DECONTROLLED/UNCLASSIFIED

PERMIT VISITS BY FOREIGN GOVERNMENT OFFICIALS THAT ARE  
ESSENTIAL TO LAW ENFORCEMENT OBJECTIVES OR INTELLIGENCE  
GATHERING.

I HOPE YOU FIND THIS INFORMATION USEFUL.

SINCERELY,

PIERRE PROSPER  
AMBASSADOR-AT-LARGE FOR WAR CRIMES ISSUES

END TEXT  
POWELL

NNNN

DECONTROLLED/UNCLASSIFIED

**UNCLASSIFIED**

ORIGIN EUR-00

INFO	LOG-00	NP-00	<input type="text"/>	CPR-00	DODE-00	DS-00	EAP-00	B3 OTHER
	FBIE-00	VC-00	H-00	TEDE-00	INR-00	LAB-01	VCE-00	
	NSAE-00	PA-00	TFBI-00	PRS-00	P-00	SCT-00	FMPC-00	
	SP-00	SSC-01	SSO-00	SS-00	ASDS-00	R-00	IIP-00	
	DSCC-00	PRM-00	DRL-00	G-00	SAS-00	SWCI-00	/002R	

129556

**RELEASED IN PART  
B3, NSA50, B1, 1.4(D)**

SOURCE: KODAKD.011025  
 DRAFTED BY: EUR/UBI:MATTHIAS MITMAN:MM -- 06/09/04 7-65  
 APPROVED BY: S:THE SECRETARY  
 EUR:RBRADTKE EUR/UBI:AKARAGIANNIS D:EYOUNG  
 P:RMILES S/P:KDONFRIED PA:CLEARANCES L/PM:JADOLAN  
 S/WCI:RMILLER OSD:RMETCALF (SUBS) S/ES-CR:BHAMBRICK  
 S/ES:SSSULLIVAN S/ES-O:MJEKPUK

-----2DA1D9 111826Z /38

O 111825Z JUN 04  
 FM SECSTATE WASHDC  
 TO AMEMBASSY LONDON IMMEDIATE

S E C R E T STATE 129556

E.O. 12958: DECL: 06/08/24  
 TAGS: OPDC, PTER, PREL, UK  
 SUBJECT: THE SECRETARY'S REPLY TO FOREIGN SECRETARY STRAW  
 ON GUANTANAMO DETAINEES

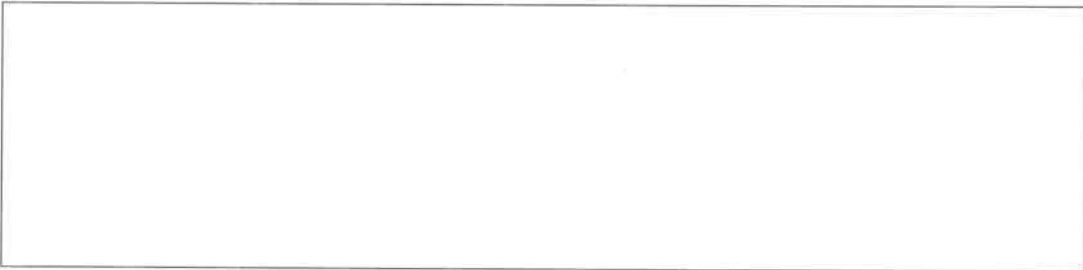
REF: MITMAN-LEADER EMAIL, 5/27

CLASSIFIED BY SECRETARY OF STATE COLIN POWELL, REASON 1.4  
 (B) AND (D)

1. (U) PLEASE PASS THE TEXT OF THE SECRETARY'S LETTER IN  
 PARAGRAPH TWO BELOW TO FOREIGN SECRETARY JACK STRAW. THERE  
 WILL BE NO SIGNED ORIGINAL. THE ATTACHMENTS MENTIONED IN  
 THE LETTER ALREADY HAVE BEEN SENT (REF) TO THE EMBASSY.

2. (S - RELEASABLE TO GBR) BEGIN TEXT:

DEAR JACK:



B1

REVIEW AUTHORITY: Martin McLean, Senior Reviewer

**UNCLASSIFIED**

UNCLASSIFIED

END TEXT.

POWELL

NNNN

UNCLASSIFIED

RELEASED IN PART B1, B3 NSA

ACTION EUR-00

INFO	LOG-00	NP-00	AID-00	[REDACTED]	INL-00	DOTE-00	DS-00	B3 NSA
	EAP-00	EB-00	FAAE-00	FBIE-00	H-00	TEDE-00	INR-00	
	IO-00	AC-00	NEA-00	DCP-00	NSAE-00	OMB-00	NIMA-00	
	PA-00	PM-00	GIWI-00	ACE-00	SCT-00	FMPC-00	IRM-00	
	SSO-00	SS-00	SA-00	ASDS-00	BBG-00	ECA-00	PMB-00	
	DSCC-00	PRM-00	DRL-00	G-00	SAS-00	SWCI-00	/000W	

-----6A787A 011044Z /38

O 011040Z OCT 04  
 FM AMEMBASSY LONDON  
 TO SECSTATE WASHDC IMMEDIATE 6050  
 INFO AMEMBASSY ISLAMABAD IMMEDIATE  
 AMEMBASSY KABUL IMMEDIATE  
 AMEMBASSY MANAMA IMMEDIATE  
 SECDEF WASHDC IMMEDIATE  
 NSC WASHDC IMMEDIATE

Classification Extended ~ Class: SECRET ~ Reason: <input type="checkbox"/> 1.4 (b, d) ~ Declassify on: 10/1/2029
---

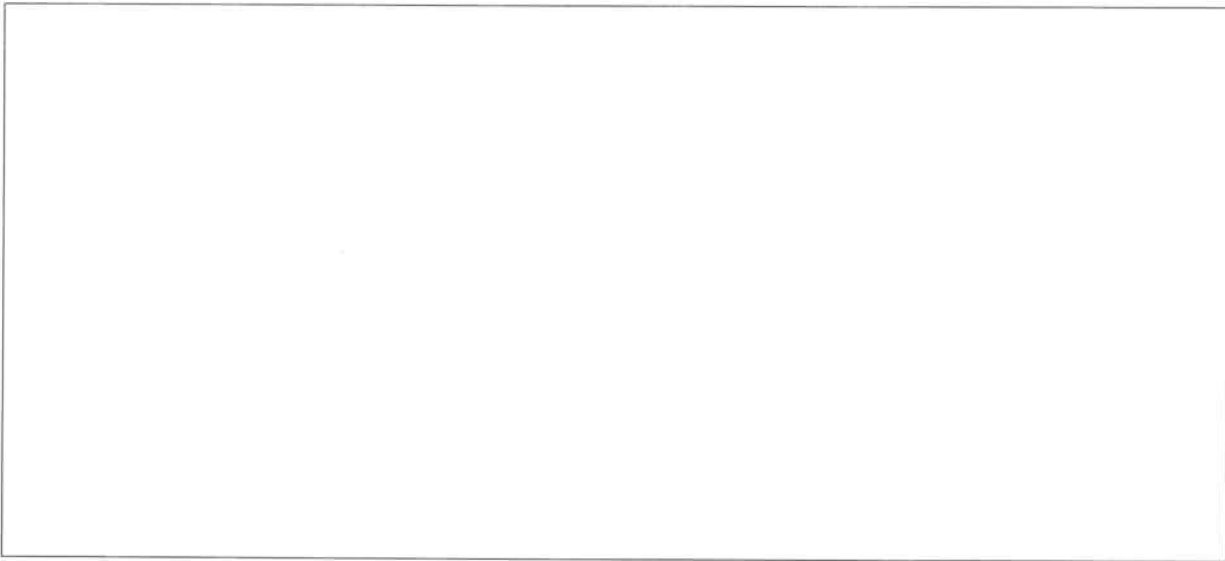
S E C R E T LONDON 007362

STATE FOR EUR, S/WCI, PM; OSD FOR DETAINEE AFFAIRS-HENRY, WAXMAN; NSC FOR BALLINGER

E.O. 12958: DECL: 09/30/2034  
 TAGS: PREL, PHUM, PINR, PTER, UK, PK, AF, BA  
 SUBJECT: GUANTANAMO DETAINEES: UK STEPS UP PUSH FOR ANSWERS  
 AMID NEW ALLEGATIONS OF ABUSE

REF: STATE 210778

Classified By: Charge d'Affaires David T. Johnson, reasons 1.5(b/d)



B1

REVIEW AUTHORITY: Martin McLean, Senior Reviewer
--

[Redacted]

a letter from detainee Begg being released on October 1, with new allegations that Begg had witnessed the death of two detainees at GTMO and that Begg himself had been stripped and forced to sign documents under duress. As of 1000L on October 1, the Begg letter is receiving major media coverage.

[Redacted]

from our vantage point, the most welcome responses would include:

- permission for detainee lawyers to share information on the condition of detainees with HMG.
- result of the investigation into allegations by detainee Mubanga as promised in July. These allegations are likely to become public shortly, and HMG would like to cite the investigation's results at that time.
- a matrix matching allegations by former detainees of abuse at Guantanamo with U.S. responses as promised in May.
- result of the secondary investigation into allegations by Begg of abuse at Bagram, including interviews as requested in May 2004. Sharing this result could help deal with Begg's new allegations.

End Summary and Action Request.

[Redacted]

B1

B1

B1



B1

12. (SBU) As of 1000L on October 1, the letter is already receiving headline coverage in morning radio and television broadcasts. The reports include FCO comment along the lines Warr described, thus far without the "one year" answer on Bagram.

Visit London's Classified Website:  
<http://www.state.sgov.gov/p/eur/london/index.cfm>  
Johnson

NNNN

ORIGIN SWCI-00

INFO	LOG-00	NP-00	AID-00	<input type="text"/>	DODE-00	DOTE-00	PERC-00	
	DS-00	EAP-00	EB-00	EUR-00	FAAE-00	FBIE-00	VC-00	B3 NSA
	H-00	TEDE-00	INR-00	IO-00	L-00	VCE-00	M-00	
	NEA-00	NSAE-00	P-00	SCT-00	FMPC-00	IRM-00	SSO-00	
	SS-00	ASDS-00	DSCC-00	PRM-00	G-00	SAS-00	/000R	

227096

SOURCE: KODAKB.021059  
 DRAFTED BY: S/WCI:RMILLER -- 10/21/04 (202)647-5093  
 APPROVED BY: S/WCI:PPROSPER  
 D:ACATANZO P:APATEL L/PM:JADOLAN EURUBI:DTESSLER  
 NEA/NGA:PKUMAR NEA/MAG:KHOGAN NEA/ARP:TROBERTS  
 DESIRED DISTRIBUTION:  
 S/WCI, L, P, D

-----7684D8 212307Z /38

O 212259Z OCT 04  
 FM SECSTATE WASHDC  
 TO AMEMBASSY LONDON IMMEDIATE  
 AMEMBASSY BAGHDAD IMMEDIATE

RELEASED IN PART  
B3, NSA50, NR

NR

C O N F I D E N T I A L STATE 227096

E.O. 12958: DECL: 10/21/10  
 TAGS: PTER, KAWC, PINR, PREL, IZ, UK, AG, YM  
 SUBJECT: NOTICE OF FINAL DETERMINATION OF  
 COMBATANT STATUS REVIEW TRIBUNAL

Classified by S/WCI - Pierre-Richard Prosper, for reasons 1.4 (b) and (d).

1. (U) This is an action request; see paragraphs 3 and 4.
2. (SBU) Summary. Combatant Status Review Tribunals (CSRTs) at the U.S. Naval Station, Guantanamo Bay, Cuba, recently determined that four detainees in USG control at Guantanamo met the criteria for designation as enemy combatants. The CSRTs' findings were approved by the Convening Authority, CSRT, on October 17. CSRTs determine whether a preponderance of evidence supports the detention of an individual as an enemy combatant. These Tribunals, which address the status of detainees, should not be confused with the

REVIEW AUTHORITY: Martin McLean, Senior Reviewer

UNCLASSIFIED

missions, which provide a venue for criminal prosecutions of detainees accused of crimes, or with Administrative Review Boards (ARB) which are being established to review annually whether release, transfer or continued detention of individual enemy combatants is appropriate.

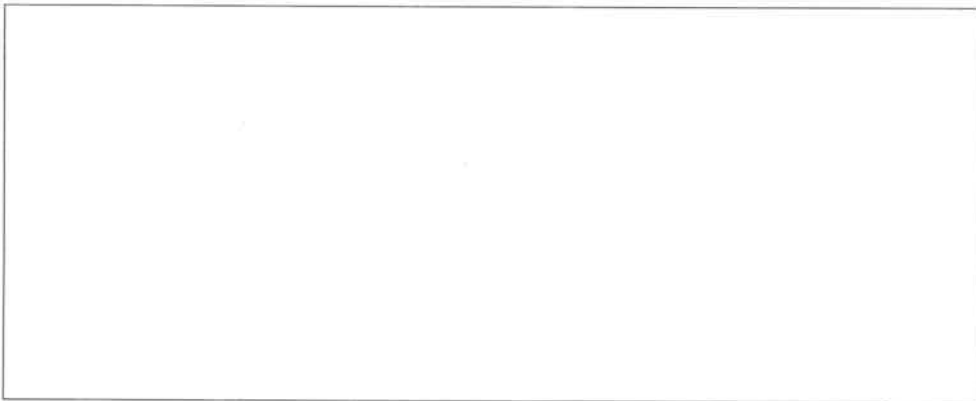
Further details of the CSRT process and background can be found at the Department of Defense website, [www.defenselink.mil/news/Combatant-Tribunals.html](http://www.defenselink.mil/news/Combatant-Tribunals.html) End Summary.

3. (C/Rel to United Kingdom, [redacted] Iraq and [redacted] Action Request. Department requests that addressee posts notify appropriate host government officials that one or more of their nationals below has been reviewed by a CSRT and has been determined to meet the criteria for designation as an enemy combatant under the procedures established by the Secretary of Navy on July 29, 2004:

NR  
NR

-----  
For London:  
-----

Abassi, Feroz Ali, ISN US9UK-000024DP



NR

-----  
For Baghdad:  
-----

Al Rawi, Bisher Amin Khalil, ISN US9IZ-000906DP

4. (SBU) Action Request. There is considerable press interest in the decisions of the Tribunals. Each of these detainees (noted in para. 3) have also sought judicial review of their detention in

UNCLASSIFIED

U.S. District Court by petitioning for habeas corpus and their identity and nationality are already published in court papers. The CSRT determination for each detainee is being reported to the court as well. Addressee posts are requested to advise host governments that this national has already brought a habeas case in U.S. courts and that the CSRT results are a matter of public record in that case.

UNCLASSIFIED

5. (SBU) The USG continues its efforts in

Guantanamo to determine whether it will prosecute or continue to detain each detainee, whether a detainee may be transferred back to his home country for detention or prosecution, or whether a detainee may be released because he no longer poses a threat.

6. (U) Minimize considered.  
POWELL

NNNN

UNCLASSIFIED

ACTION EUR-00

B3 OTHER

INFO	LOG-00	NP-00	AID-00	AMAD-00	ACQ-00	<input type="checkbox"/>	INL-00
	DS-00	EAP-00	FBIE-00	H-00	TEDE-00	INR-00	DCP-00
	NSAE-00	NIMA-00	PA-00	PM-00	GIWI-00	SCT-00	FMPC-00
	SSO-00	SS-00	ASDS-00	PMB-00	DSCC-00	PRM-00	DRL-00
	G-00	SAS-00	SWCI-00	/000W			

-----917F20 081910Z /38

O 081906Z DEC 04  
FM AMEMBASSY LONDON  
TO SECSTATE WASHDC IMMEDIATE 8178  
INFO SECDEF WASHDC IMMEDIATE  
SECNAV WASHDC IMMEDIATE  
NSC WASHDC IMMEDIATE

RELEASED IN PART  
B1, 1.4(B), 1.4(D), B3, NSA50

C O N F I D E N T I A L LONDON 009127

STATE FOR EUR, S/WCI; OSD ALSO FOR DETAINEE AFFAIRS

E.O. 12958: DECL: 12/07/2014  
TAGS: PREL, PTER, MARR, KAWC, PHUM, AF, UK  
SUBJECT: GUANTANAMO DETAINEE'S FATHER REQUESTS APPOINTMENT  
WITH CHARGE

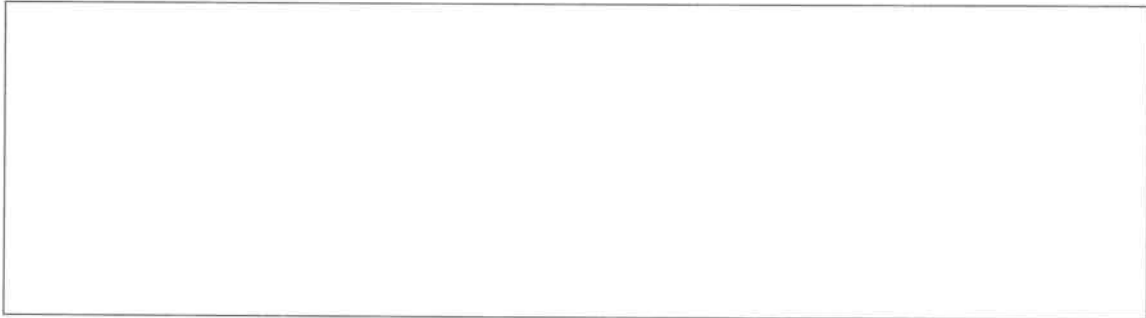
Classification Extended ~ Class: CONFIDENTIAL ~  
Reason: 1.4(b,d) ~ Declassify on: 12/8/2029

REF: A. LONDON 7362  
B. EMBASSY LONDON 12/1 DAILY REPORT  
C. LONDON 7958 AND PREVIOUS

Classified By: POLMINCOUNS Howard Perlow. Reasons 1.4 (b)-(d).

1. (C) Lord Nicolas Rea, a hereditary and Labor member of the House of Lords, called the Embassy on December 8 to request a meeting with the Charge on International Human Rights Day (December 10). Rea explained that the meeting was to include MP Vanessa Redgrave as well as Mr. Azmat Begg, father of Guantanamo Bay (GTMO) detainee Moazzam Begg, and Dr. James McKeefe, a psychiatrist.

B1



3. (C) We intend to agree to Rea's request for a meeting,

REVIEW AUTHORITY: Martin McLean, Senior Reviewer

**UNCLASSIFIED**

-----, --- listening mode and reporting back comments from our interlocutors. While the meeting could be delayed, USG interests would seem better served by getting the meeting done. If Department objects, please advise.

B1

Visit London's Classified Website:  
<http://www.state.sgov.gov/p/eur/london/index.cfm>  
Johnson

NNNN

UNCLASSIFIED

ACTION EUR-00

INFO	LOG-00	AID-00	A-00	CA-00	CCO-00	CG-00	[ ]	B3 OTHER
	COME-00	CTME-00	DODE-00	DOEE-00	DOTI-00	DS-00	EB-00	
	FAAE-00	FBIE-00	VC-00	TEDE-00	INR-00	INSE-00	L-00	
	VCE-00	M-00	AC-00	NRC-00	NSAE-00	OCS-00	PA-00	
	PM-00	PRS-00	ACE-00	P-00	SCT-00	SS-00	TRSE-00	
	USSS-00	PMB-00	DSCC-00	DRL-00	G-00	SAS-00	/000W	

-----95AACE 161318Z /80

O 161239Z DEC 04  
 FM AMEMBASSY LONDON  
 TO SECSTATE WASHDC IMMEDIATE 8390  
 INFO NSC WASHDC IMMEDIATE  
 SECDEF WASHDC IMMEDIATE  
 SECNAV WASHDC IMMEDIATE  
 CJCS WASHDC IMMEDIATE

RELEASED IN PART  
 B1, 1.4(B), 1.4(D), B3, NSA50

C O N F I D E N T I A L LONDON 009318

NOFORN

NSC FOR FRIED/BELLINGER; OSD FOR WAXMAN

E.O. 12958: DECL: 1.6 (X5/6)

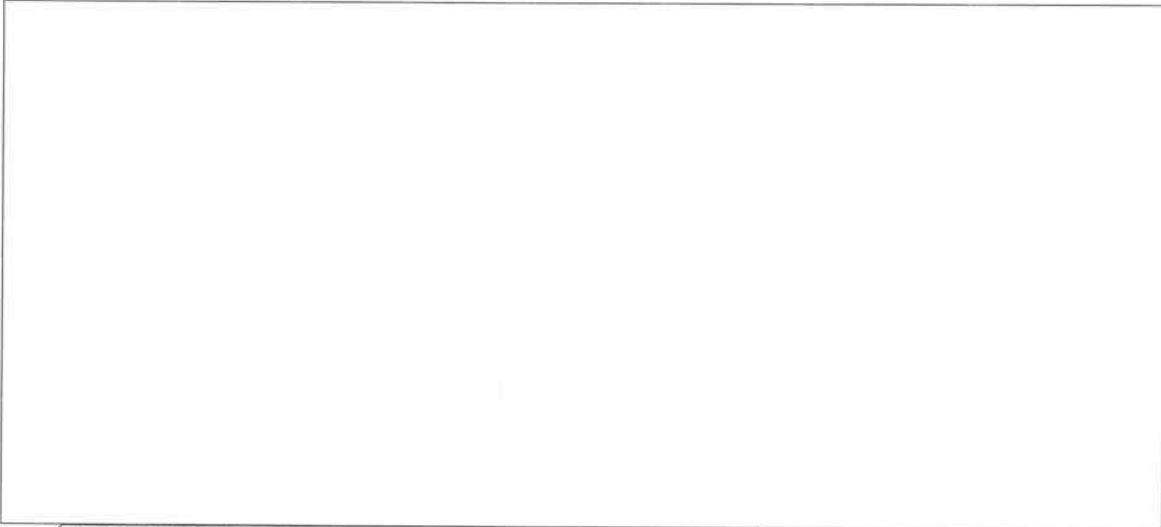
TAGS: PREL, PTER, MARR, PHUM, KAWC, CVIS, PINR, UK

SUBJECT: GUANTANAMO: [ ] RETURN B1  
 OF DETAINEES AND FATHER'S VISIT

Classification Extended ~ Class: CONFIDENTIAL ~ Reason:1.4(b,d) ~  
 Declassify on: 12/16/2029

REF: A. LONDON 9274 AND PREVIOUS  
 B. LONDON 7362

Classified By: Charge d'Affaires David T. Johnson.  
 Reasons 1.4 (b/d).



B1

REVIEW AUTHORITY: Martin McLean, Senior Reviewer



3. (SBU) Further to ref A, the left-leaning daily "The Guardian" carried a short factual report on December 16 regarding Charge's meeting with Azmat Begg. The report included reference to a past GTMO visit by the father of Australian detainee David Hicks as the only such visit by a detainee relative to date.

Visit London's Classified Website:  
<http://www.state.sgov.gov/p/eur/london/index.cfm>  
Johnson

NNNN

DECONTROLLED/UNCLASSIFIED

ACTION SCT-00

INFO	LOG-00	NP-00	AF-00	AID-00	A-00	CA-00	CCO-00	B3 OTHER
	CG-00		COME-00	CTME-00	INL-00	DOEE-00	DOTE-00	
	DS-00	EAP-00	EB-00	EUR-00	FAAE-00	FBIE-00	UTED-00	
	VC-00	H-00	TEDE-00	INR-00	INSE-00	IO-00	L-00	
	VCE-00	M-00	AC-00	NEA-00	DCP-00	NRC-00	NSAE-00	
	OCS-00	OIC-00	NIMA-00	PA-00	MCC-00	PM-00	PRS-00	
	ACE-00	P-00	SSO-00	SS-00	TRSE-00	USSS-00	VO-00	
	SA-00	ASDS-00	FMP-00	ECA-00	PMB-00	DSCC-00	PRM-00	
	DRL-00	G-00	NFAT-00	SAS-00	/000W			

-----A231F1 111852Z /38

O 111839Z JAN 05  
 FM AMEMBASSY LONDON  
 TO SECSTATE WASHDC IMMEDIATE 9016  
 INFO AMEMBASSY CANBERRA IMMEDIATE  
 SECNAV WASHDC IMMEDIATE  
 SECDEF WASHDC IMMEDIATE  
 NSC WASHDC IMMEDIATE  
 CJCS WASHDC IMMEDIATE  
 NATO EU COLLECTIVE  
 AMEMBASSY ABU DHABI  
 AMEMBASSY ALGIERS  
 AMEMBASSY BEIJING  
 AMEMBASSY BEIRUT  
 AMEMBASSY DAMASCUS  
 AMEMBASSY DUSHANBE  
 AMEMBASSY ISLAMABAD  
 AMEMBASSY KABUL  
 AMEMBASSY KHARTOUM  
 AMEMBASSY MANAMA  
 AMEMBASSY RIYADH  
 AMEMBASSY SANAA  
 AMEMBASSY TASHKENT  
 USMISSION USUN NEW YORK

RELEASED IN PART  
B3, NSA50

UNCLAS LONDON 000252

SENSITIVE

NSC FOR FRIED, BELLINGER; OSD FOR WAXMAN

E.O. 12958: N/A

TAGS: PREL, PTER, KAWC, PINR, PHUM, CVIS, AS, UK

SUBJECT: GTMO: FS STRAW ANNOUNCES DECISION TO RELEASE OF  
FOUR UK DETAINEES

REF: BAME-MITMAN 1/10 E-MAILS AND PREVIOUS

REVIEW AUTHORITY: Martin McLean, Senior Reviewer

**UNCLASSIFIED**

Summary: As previewed in refs, FS Straw announced to the House of Commons on January 11 the decision to return the four British nationals currently detained at Guantanamo Bay (GTMO) to the UK (text at para six below). FCO Minister Bill Rammell also commented on GTMO during a January 11 appearance before the House Foreign Affairs Committee, but faced fewer questions than FCO expected. End Summary.

2. (U) On timing for the return of Feroz Abassi (aka Feroz Abbasi), Moazzam Begg, Richard Dean (aka Jamaal) Belmar and Martin Mubanga, Straw would only say that the four detainees would return "within a few weeks." During the allotted 45 minutes of debate that followed, Straw took at least 20 questions from Members, including from each of the MPs representing the four current detainees and the five former detainees who returned to the UK in March 2004. Questions centered around three main themes:

-- whether HMG will continue to discuss GTMO issues as a matter of principle with the USG: Straw confirmed that FCO would continue to discuss such issues as part of its overall foreign policy and human rights interests, though it would no longer be able to pursue details of individual cases. Asked several times whether HMG considered GTMO to be illegal, Straw said the USG had made its own decisions for its own reasons and would be responsible for those decisions. He also strongly defended UK counter-terrorism policy and dismissed any comparison between GTMO and HMG's detention of terrorist suspects at its Belmarsh prison as "ludicrous."

-- whether the detainees will be prosecuted as a security threat to the UK: Straw stated that each detainee could be prosecuted under the Terrorism Act of 2000 if they are shown to be potentially guilty of an offense. He deferred further details to police and judicial authorities.

-- whether they will be compensated by either HMG or USG: Straw stated that HMG compensation was only available to persons illegally detained by HMG authorities. Straw did not directly respond to questions of possible FCO action regarding lawsuits by former detainees against the USG. He confirmed that he and other FCO Ministers remained available to meet with individual detainees on these and other issues, including requests for medical services and investigation of abuse allegations at GTMO.

3. (U) Straw also offered passing reference to the decision to release one Australian detainee, as announced by the GOA overnight.

UNCLASSIFIED

... .. incidentally, FCO Minister Bill Rammell appeared later on January 11 before the House Foreign Affairs Committee to respond to questions about HMG's 2004 Human Rights Report. Echoing Straw, Rammell said that HMG has done more for British detainees than any other government has done for its nationals at GTMO. He added that while the FCO's primary responsibility is to look after British citizens, HMG has also expressed its concerns about GTMO as a wider issue. Interestingly, Rammell said that information obtained from the GTMO "process" has protected the world from terrorist attack.

5. (U) Post has only received two media inquiries as of 1600L on January 11. Post will draw on the DOD statement once issued and refer other inquiries to DOD.

6. (U) Begin text of FS Straw statement:

STATEMENT TO THE HOUSE OF COMMONS BY THE FOREIGN SECRETARY ON THE RETURN OF THE BRITISH DETAINEES AT GUANTANAMO BAY, 11 JANUARY 2005

With permission, Mr Speaker, I should like to make a statement concerning the return to the United Kingdom of the four British citizens detained at Guantanamo Bay.

Let me first recall the context.

The attacks of 11 September 2001 were the worst terrorist atrocity which the United States, the United Kingdom and indeed the world have ever suffered. In response to those attacks, a coalition of countries came together to launch a military campaign against al-Qa'ida and its Taliban supporters to remove them from their strongholds in Afghanistan and elsewhere.

In those operations, thousands of individuals believed to be al-Qa'ida or Taliban fighters, or their supporters, were detained by coalition forces. The vast majority of those individuals were released, but those who were deemed to pose a substantial risk of returning to the conflict were sent by the United States to its detention facilities at Guantanamo Bay, there to be detained and questioned about their knowledge of al-Qa'ida's activities. As a result, valuable information has been gained which has helped to protect the international community from further al-Qa'ida and related terrorist attacks.

Approximately 200 individuals have been released from

UNCLASSIFIED

\_\_\_\_\_ay since their original detention. However, the US Government believes that a number of detainees so released have returned to terrorism, demonstrating the dilemma faced by the US in considering such releases.

Nine British citizens were among those originally detained in Guantanamo Bay. I and the Government as a whole have taken our consular responsibilities to those British citizens detained very seriously. British officials have visited them regularly, delivered messages and mail from their families and secured improvements in the physical conditions of their detention. I have made a written ministerial statement to the House following each of those visits.

I have set out to the House on many occasions the British Government's consistent position in relation to those detainees and their detention. As the House will recall, discussions took place in 2003 led by the Attorney General on the UK side. The Government then requested the return of all of the British detainees held at Guantanamo Bay.

Five of the nine British detainees were returned to the United Kingdom last March.

In announcing their return to the House on 24 February last year, I said that the Government would continue to work to resolve the position of the remaining four British detainees: Feroz Abbasi, Moazzam Begg, Jamaal Belmar and Martin Mubanga. Since last March, the Government has been in regular discussion with the US authorities about this. Foreign Office Ministers and I have held a number of meetings with the families and lawyers of the four men and with their Members of Parliament, and officials have been in regular contact with them.

Following contacts between the UK and the US, involving in particular my Right Honourable Friend the Prime Minister and

his office, and between US Secretary of State Colin Powell and myself, the US Government has now agreed to the return of all four men to the United Kingdom. That decision follows intensive and complex discussions to address US security concerns. All the families have been informed of this decision this morning, as, Mr Speaker, have their MP's.

The four men will be returned in the next few weeks. Once they are back in the UK, the police will consider whether to arrest them under the Terrorism Act 2000 for questioning in connection with possible terrorist activity. Any subsequent

UNCLASSIFIED

----- be a matter for the Police and the Crown  
Prosecution Service. The House will understand that it would  
therefore not be right for me to comment on this aspect of  
the matter further.

I should like to assure the House that every practical step  
will be taken by the relevant UK authorities to maintain  
national security and to protect public safety.

Throughout the period of detention of British nationals in  
Guantanamo Bay, the Government has sought to balance the need  
to safeguard the interests of Britons detained overseas with  
our duty to meet the threat from international terrorism.

Terrorism is opposed to the values of every faith and  
religion, and seeks to deny the most basic of human rights --  
the right to life, right to security, and the right to go  
about our daily business free from harm. Working with our  
allies, we will continue resolutely to defend these rights  
through a robust and determined approach to combating  
terrorism and its networks of support wherever these are  
found.

End text.

Visit London's Classified Website:  
<http://www.state.gov/p/eur/london/index.cfm>  
Johnson

NNNN

UNCLASSIFIED