

An Chartlann Náisiúnta
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INDEPENDENT INTERNATIONAL COMMISSION ON DECOMISSIONING

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FAX COVER SHEET

To: Tim Dalton

Fax No: 678 9100

From: Andrew Sens

Date: 1 June 2000

Phone: 478 0111

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Comments

The original of the attached will be sent under separate cover

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IN CONFIDENCE

1 June 2000

Timothy Dalton
Secretary General
Department of Justice, Equality and Law Reform
72-76 St Stephen's Green
Dublin 2

Dear Mr Dalton:

On behalf of the Independent International Commission on Decommissioning ("the IICD"), we are writing to inform you that, with effect from 1 June 2000, President Martti Ahtisaari of Finland and Mr Cyril Ramaphosa of South Africa ("the Inspectors") are assigned by the IICD to perform the functions of

(1) inspecting the contents of locations which the Inspectors have reason to believe have been identified by the Irish Republican Army as arms dumps;

(2) satisfying themselves as to whether any firearms, ammunition or explosives in each location are, or in respect of subsequent inspections remain, secure;

(3) reporting on each such inspection, including their conclusions in relation to subparagraph (2) above, to the IICD; and

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(4) holding on behalf of the IICD until disposed of any documents or other materials arising from or connected with a function in subparagraph (1), (2) or (3) above which is in the possession of one or both of the inspectors.

2. The IICD has assigned these functions to these Inspectors in the knowledge that

(1) in respect of the United Kingdom of Great Britain and Northern Ireland, under the terms of Article 9 of the Northern Ireland Arms Decommissioning Act 1997 (Immunities and Privileges) Order 1997, persons performing functions assigned to them by the IICD enjoy immunity from suit and legal process in respect of things done or omitted to be done by them in the course of the performance of their official duties (except in so far as the IICD waives any privilege or immunity and subject to sections 5 and 6 of the Northern Ireland Arms Decommissioning Act 1997); and

(2) in respect of Ireland, under the terms of the Decommissioning Act, 1997 (Independent International Commission on Decommissioning) (Privileges and Immunities) Order, 1997, a person performing functions assigned to him or her by the IICD shall not be liable to any form of arrest or detention and shall enjoy immunity from suit and legal process in respect of things done or omitted to be done in the course of the performance of functions or duties assigned to him or her by the IICD (except in so far as the IICD waives any inviolability, exemption, facility, immunity, privilege or right conferred by the Order and subject to sections 5(4) and 6 of the Decommissioning Act, 1997).

3. We are writing in the same terms to the Foreign and Commonwealth Office.

Tauno Nieminen

Andrew D. Sens

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