

MIDDLE EAST: ADVANCE COPIES

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FROM UKMIS NEWYORK 170230Z DEC 81

TO IMMEDIATE F C O

TELEGRAM NUMBER 1590 OF 16 DECEMBER

INFO IMMEDIATE DAMASCUS TEL AVIV

INFO PRIORITY WASHINGTON AMMAN BEIRUT

MIPT: SECURITY COUNCIL - GOLAN HEIGHTS.

1. FOLLOWING IS TEXT OF MY STATEMENT IN THE SECURITY COUNCIL  
ON 16 DECEMBER:

BEGINS:

MY GOVERNMENT IS DEEPLY DISTURBED BY THE ISRAELI  
GOVERNMENT'S ACTION IN INTRODUCING AND IMMEDIATELY HAVING  
ADOPTED BY THE KNESSET, A BILL TO EXTEND THE LAW, JURISDICTION  
AND ADMINISTRATION OF THE STATE OF ISRAEL TO THE GOLAN HEIGHTS.  
OUR CONCERN HAS BEEN INCREASED BY THE SUDDENNESS AND THE HASTE  
WITH WHICH THIS ACTION HAS BEEN TAKEN.

MY GOVERNMENT'S POSITION ON THIS ISSUE IS CLEAR. THE GOLAN  
HEIGHTS BELONG TO THE SYRIAN ARAB REPUBLIC AND FORM PART OF  
THE TERRITORIES OCCUPIED BY ISRAEL IN THE WAR OF 1967. THE  
AREA IS SUBJECT TO THE PRINCIPLES EMPHASISED IN SECURITY  
COUNCIL RESOLUTION 242, INCLUDING THE INADMISSIBILITY OF THE  
ACQUISITION OF TERRITORY BY WAR, THE TERRITORY OF A STATE IS  
NOT TO BE ACQUIRED BY ANOTHER BY THE USE OF FORCE. WE CANNOT

COUNCIL RESOLUTION 242, INCLUDING THE INADMISSIBILITY OF THE ACQUISITION OF TERRITORY BY WAR, THE TERRITORY OF A STATE IS NOT TO BE ACQUIRED BY ANOTHER BY THE USE OF FORCE. WE CANNOT THEREFORE ACCEPT ANY UNILATERAL INITIATIVE BY ISRAEL TO CHANGE THE STATUS OF THE GOLAN HEIGHTS FROM OCCUPIED TERRITORY INTO AN AREA SUBJECT TO ISRAELI LAW, JURISDICTION AND ADMINISTRATION.

WE REGARD SUCH AN INITIATIVE AS CONTRARY TO INTERNATIONAL LAW, AND AS TANTAMOUNT TO ANNEXATION. WE CONSIDER THAT ALL LEGISLATIVE AND ADMINISTRATIVE MEASURES AND ACTIONS IMPLEMENTING THIS INITIATIVE HAVE NO LEGAL VALIDITY.

TOGETHER WITH THE OTHER MEMBER STATES OF THE EUROPEAN COMMUNITY, THE UNITED KINGDOM HAS REPEATEDLY REAFFIRMED THE ILLEGALITY OF ANY UNILATERAL CHANGE IN THE PHYSICAL AND DEMOGRAPHIC CHARACTER OF THE TERRITORIES WHICH ISRAEL HAS OCCUPIED SINCE 1967. WE HAVE ALSO REPEATEDLY TAKEN THE VIEW THAT THE FOURTH GENEVA CONVENTION OF 12 AUGUST 1949 APPLIES TO ALL THE OCCUPIED TERRITORIES INCLUDING THE GOLAN HEIGHTS. ARTICLE 47 OF THIS CONVENTION EMPHASISES THAT PROTECTED PERSONS CANNOT BE DEPRIVED OF THE BENEFITS OF THE CONVENTION BY A PURPORTED ANNEXATION OF OCCUPIED TERRITORIES AND WE WILL CONTINUE TO REGARD THE CONVENTION AS APPLYING TO THE GOLAN HEIGHTS. WE SUPPORTED THE ADOPTION OF SECURITY COUNCIL RESOLUTIONS 476 AND 478 OF 1980 IN RELATION TO ISRAEL'S ENACTMENT OF A QUOTE BASIC LAW UNQUOTE ON JERUSALEM AND WE HAVE CONTINUED TO MAKE CLEAR OUR OPPOSITION TO ANY UNILATERAL CHANGE IN THE STATUS OF THAT CITY.

THIS LATEST DECISION OF THE GOVERNMENT AND KNESSET OF ISRAEL TO EXTEND ISRAELI LAW, JURISDICTION AND ADMINISTRATION TO OCCUPIED SYRIAN TERRITORY IN THE GOLAN HEIGHTS COMES AT THE END OF A YEAR IN WHICH TENSIONS IN THE ARAB/ISRAEL DISPUTE HAVE BEEN INFLAMED BY SEVERAL INCIDENTS. IN A STATEMENT ISSUED ON 15 DECEMBER BY THE FOREIGN MINISTERS OF THE MEMBER STATES OF THE EUROPEAN COMMUNITY MY GOVERNMENT JOINED IN STRONGLY DEPLORING THIS DECISION. IN THEIR STATEMENT THE FOREIGN MINISTERS FURTHER TOOK THE VIEW THAT THIS STEP BY ISRAEL PREJUDICED THE POSSIBILITY OF THE IMPLEMENTATION OF SECURITY COUNCIL RESOLUTION 242 AND WAS BOUND TO COMPLICATE FURTHER THE SEARCH FOR A COMPREHENSIVE PEACE SETTLEMENT IN THE MIDDLE EAST TO WHICH THE TEN REMAIN COMMITTED.

IN CONCLUSION, I SHOULD LIKE TO APPEAL ON BEHALF OF MY GOVERNMENT TO THE ISRAELI AUTHORITIES TO RECONSIDER THEIR DECISION.

ENDS

PARSONS