

TDIP COMMITTEE WORKING PROGRAM
Proposals from political groups

	<i>EPP-ED</i>	<i>ALDE</i>	<i>Greens/ ALE</i>	<i>GUE/NGL</i>
1. Provisional calendar of meetings and planning of the provisional report up to June 2006	<p>Committee meetings in Brussels and Bureau meetings in Strasburg are preferred.</p> <p>TDIP meetings at the same time as LIBE and/or AFET meetings should be avoided.</p> <p>Splitting the TDIP committee into "regional groups" or groups by subject should be avoided.</p> <p>Joint meetings of the TDIP and the LIBE/AFET are considered to be not necessary.</p> <p>The vote on the "interim report" should be seen as a provisional deadline for the whole committee. Therefore work shouldn't be postponed to a time after the 30.05.2006.</p>	<p>In general terms, on the working methods: CIA committee has to start working and being operative as soon as possible. Apart from establishing a calendar, the Secretariat shall assure that:</p> <ul style="list-style-type: none"> - all available material / documents (such as exchange of letters, CoE documents, reports, articles, etc / is made available to Member of the Committee, and notably: - Eurocontrol /European Satellite Centre documents that have been given to Mr Marty; - the translated Verbatim report concerning the information provided by the Polish authorities to the Polish parliament committee on the enquiry in Poland; - the letters of Straw and Frattini to the US authorities and to Eurocontrol and EUSC; - press clippings and research on CIA flights 	<ul style="list-style-type: none"> - Minutes of the hearings including a reference to the persons who would deny the invitation issued by the TC; - Limited numbers of questions during the hearings, (no debate) + supplementary question if the answer is not satisfactory; - Room for flexibility, in function of possible new elements gathered during the TC work. 	

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		<p>It is suggested that</p> <ul style="list-style-type: none"> - working groups be established for regions or countries, or issues/themes - rules on confidentiality, access to documents/security clearance/etc are established <p>Overlapping with LIBE and AFET meetings to be avoided: Secretariat to check if other solutions could be possible when overlaps do take place, and propose solutions for next meeting. Concerning Strasbourg meetings: better to hold them from 21 to 22.30</p> <p>On the issue of requesting other committees' opinions, this is not a procedure that has been followed in the past (for instance concerning the Echelon committee)</p>		
2. Opening and transparency of proceedings	<p>Meetings should be public as long as there is no explicit need for closed meetings. Closed meetings should be decided by the coordinators.</p> <p>Invitations to attend the committee's meetings on a standing basis should</p>	<p>Agree with proposal; concerning the special status of the persons that are permanently invited to attend, they should also have the possibility to intervene in committee at their request (Marty, etc)</p>	<p>-Setting up of a clear mechanism with national parliaments (special meeting, delegations to be sent to national parliaments etc.);</p> <p>-Video-conference facility to be provided;</p>	

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	<p>be extended to all national parliaments of the member states, the Council of Europe in addition to other European institutions, which should be included in any case.</p> <p>The committee is at the stage of establishing facts - the drawing of conclusions is for later.</p>			
3. List of personalities/ institutions that could be invited	<p>- The Secretariat should clarify the difference between "meetings" and "hearings". EPP-ED considers meetings to be reserved for officials; whereas hearings are open to NGOs and journalists. This is why EPP-ED opposes to start with NGOs and journalists on the 13.02.2006.</p> <p>- As Vice - President Frattini has already been asked for his availability, it is a question of politeness, to start with him.</p> <p>a) Principles:</p> <p>- Invitations to appear before the committee should be issued only to those who have suggestion useful to add to the committee's work.</p> <p>- It is imperative that any appearance by invited speakers is</p>	<p>ref. letter a) agree with proposal, but clarify difference between appearances and public hearings: the list we are establishing is it for people coming to our committee for appearances, or for the public hearing? What would the intention of a public hearing be?</p> <p>Additions to the list of people to be invited for appearance/public hearing</p> <p><u>Eurocontrol (Director Victor Aguado) and European Satellite Centre (Director Frank Asbeck)</u>, noting that Eurocontrol is under the responsibility of the EU while ESC is under the responsibility of the Council (Solana); we also have to request them their data!</p>	<p>- To hear first NGOs and journalists; then, to invite Commissioner Frattini;</p> <p>I. Cooperation with the CoE</p> <p>Dick Marty, Rapporteur of the Legal Affairs and Human rights committee of the PACE</p> <p>Terry Davis, SG of the CoE Letter sent to all Contracting Parties to the European Convention on Human Rights for gathering information on allegations, in accordance with the procedure under Article 52 of the Convention (deadline: 21st of February 2006) <i>(written procedure or to be invited at a later stage)</i></p>	<p>- To hear first NGOs and journalists; then, to invite Commissioner Frattini;</p> <p>People to invite to hearings:</p> <p>Mr Michael Scheuer, former Head of the CIA Unit "Bin Laden", architect of the renditions system who has made several interviews on this issue</p> <p>Mr Guido Olimpio, journalist (Corriere della Sera), author of the book "Operazione Hotel California" (Feltrinelli, October 2005).</p> <p>Mr Armando Spataro, Chief Prosecutor, Milan, the judge</p>

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	<p>strictly focussed on ascertaining the facts, and not be allowed to range far and wide on the basis of supposition and hearsay.</p> <ul style="list-style-type: none"> - Journalists and NGOs should be invited to provide written submissions, on the basis of which any decision to include them in any putative public hearing should be made. We need to ensure that this remains a parliamentary inquiry, not a media circus. - Legal experts might be invited to explain their opinions requested. - Representatives from the various EU bodies should be heard where appropriate - eg Eurocontrol, the Commission on compliance with EC law, the Council of anti-terrorism coordination etc. - Whilst it is not difficult to see the appeal in inviting alleged victim and prosecutors involved in specific cases, there is a real risk that inviting them to give appear in person would generate more heat than light. There is also a genuine risk of interfering in cases which are <i>sub judice</i> and thereby jeopardising the chances of a fair trial. 	<p><u>Abductees:</u></p> <ul style="list-style-type: none"> - Khaled al Masri, German citizen of Lebanese origin abducted in Macedonia and taken to Afghanistan for interrogation - Ahmed Agiza and Mohammed al-Zari, abducted in 2001 in Sweden to be sent to Egypt (which led to the decision that Sweden was seen as having violated the UN Conventions against Torture by UN committee) <p><u>Judges who are enquiring on CIA camps / abductions / transports:</u></p> <ul style="list-style-type: none"> - Armando Spataro, enquiring on the case of Abu Omar, abducted in Italy in February 2003 - German judicial authorities enquiring on the al Masri case - Spanish authorities enquiring on the use by CIA of Majorca airport - Polish government-ordered responsible persons to enquiry on the CIA detention centres in Poland - Belgian government responsible person for the enquiries with the US <p><u>Ministers / Former Ministers of Home Affairs of the countries</u></p>	<p>II. First sources</p> <p>Dana Priest, Washington Post</p> <p>John Sifton, Human Rights Watch, NY</p> <p>Neil Mackay, Sunday Herald (Scotland) http://www.sundayherald.com/print52305</p> <p>Stephen Grey, British journalist</p> <p>Brian Wood, Amnesty International, London</p> <p>Hassam Osama Mustafa Nasr, alias Abu Omar (kidnapped in Milan)</p> <p>Khaled el-Mazri (German citizen of Lebanese origin, arrested in Macedonia and transported to Kabul for interrogation)</p> <p>III. Extraordinary rendition and torture</p>	<p>who has issued the EAW for 22 CIA operatives for the abduction of Abu Omar in Milan</p> <p>Mr Maher Arar, Canadian citizen of Syrian origin.</p> <p>Mr John Sifton, Human Rights Watch.</p> <p>Mr Steven Gray, American journalist.</p> <p>Mr Wolfgang Kaleck, President RAV, Lawyer of Victims of torture from Abu Ghraib (Berlin, Germany)</p> <p>Mr Paolo Biondani, journalist (Corriere della Sera).</p> <p>Mrs Ghali Nabila, wife of Hassan Mustafa Osama Nasr (known as Abu Omar)</p> <p>Tony Bunyan, Statewatch, London</p> <p>Mr Mohammed Reda, Egyptian imam in Milan.</p> <p>General William T. Hobbins, USAF, Air Commander Ramstein (Germany), Lieutenant General Horst Martin, GEAF, Deputy Air Commander Ramstein</p>

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	<p>- We need to be very careful in the tone of any overtures toward the US administration. If we are too confrontational, we merely confirm the worst fears of those who worry this will descend into facile anti-Americanism, with the result that the European Parliament as a whole looks ridiculous.</p> <p>b) Names:</p> <ul style="list-style-type: none"> • Dick Marty, Council of Europe • Vice - President Frattini, European Commission • Gijs de Vries, EU Counter-terrorism Coordinator • Scott Horton, Human Rights lawyer • Manfred Nowak, UN Special Rapporteur on Torture • Michael Scheuer, CIA 	<p><u>suspected + representatives of the national secret services + representatives of national parliaments involved in investigation committees</u></p> <p><u>Concerning the proposed list of investigative journalists on CIA / terrorism the names appearing in Mr Marty's report - and whom we should invite - are:</u> The Washington Post (Lenn Downie, Editor) Stephen Gray, UK writer and journalist, article in Le Monde diplomatique Guido Olimpio, Corriere della Sera journalist, author of a book "Operazione Hotel California" Brian Ross, ABC reporter, who has a video recording of 5.12.05 on CIA and sent it to Marty apparently</p> <p><u>Concerning the US authorities:</u> Senior people from the US administration (currently and formerly in office) such as: Colin Powell, former US Secretary of State Donald Rumsfeld, US Secretary of</p>	<p>Hossam el-Hamalawy, Egyptian-American Human Rights activist (follows the rendition issue from Cairo)</p> <p>Manfred Nowak, UN Special Rapporteur on Torture (to be invited after the release of his report in the framework of the 62d session of the UNCHR)</p> <p>Porter J. Goss, Director of United States Central Intelligence Agency (first choice)</p> <p>George Tenet, former Director of CIA (second choice)</p> <p>Michael Scheuer, CIA officer and special adviser to the chief of the CIA's Bin Laden department, one of the architects of the "rendition" system (third choice)</p> <p>Craig Murray, former UK Ambassador to Uzbekistan until October 2004</p> <p>Scott Horton, Human Rights</p>	<p>(Germany) and Major General Leonardus Christiaan Richard Maria van den Born, RNLAF Ramstein (Germany). Mr Robert Seldon Lady (known as Bob Lady), former Head of the CIA office in Milan. Mr Murat Kurnaz (Guantanamo Bay) and/or his lawyer Mr. Docke (Bremen, Germany) General Dieter Stöckmann (DSACEUR), NATO (Germany). Mr Mohammed Daki and/or his lawyer Mr Vainer Burani. Mr Khalid el Masri (Neu-Ulm) and/or his lawyer Mr Manfred Gnjudic (Ulm). Mr Mohammed Haydar Zamar and/or his lawyer Mr Gül Pinar (Hamburg). Mr Amad Agiza, abducted in Sweden. Mr Muhammad Suleiman Ibrahim El-Zari, abducted in Sweden.</p>

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		<p>Defence Condoleeza Rice, US Secretary of State Porter Goss, CIA Director Michael Scheuer, former Head of the CIA Unit "Bin Laden", architect of the renditions system who has made several interviews on this issue Vincent Cannistraro, former head of counter-espionage of CIA Lower level people from the administration</p>	<p>lawyer, NY</p> <p>IV. Alleged illegal transfer of detainees and secret detention centre</p> <p>Outcome of Eurocontrol and of the EU Satellite Centre (satellite pictures and flights records sent to the CoE the 23rd of January 2006</p> <p>V. Responsible persons for inquiries at national level (parliamentary, judicial and administrative) and Ministers</p> <p>The secretariat must provide a list of undergoing inquiries.</p> <p>VI. Inter-institutional cooperation</p> <p>Gijs de Vries, EU Counter-terrorism Coordinator</p> <p>VII. EU-US Cooperation</p>	<p><u>German Politicians</u></p> <p>Dr. Franz-Walter Steinmeier former Head of the Federal Chancellery now Foreign Minister, responsible in the Red-Green-Government for the Control of Secret Services; Dr. August Hanning former President of the BND (secret service) now State Secretary in the Federal Ministry of the Interior Jörg Ziercke President of the Bundeskriminalamt Ernst Uhlau former coordinator of the secret services now President of the BND Wolfgang Schäuble Federal Minister of the Interior Otto Schily former Federal Minister of the</p>

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			<p>Colin Powell, former Secretary of State</p> <p>C. Boyden Gray, US Ambassador to the EU</p> <p>NB: The list of people to be heard must evolve in function of the information gathered during the hearings, data provided by Eurocontrol and the EU Satellite Centre as well as the answers to the questionnaire of the CoE (article 52 of the Convention) and the legal opinion made by the Venice Commission (appendix III of Dick Marty's interim report).</p>	<p>Interior Jörg Hennerkes State Secretary in the Federal Ministry of Transport, Building and Urban Affairs Joseph Fischer Former Minister Foreign Affairs, Germany</p> <p><u>Italian Politicians</u></p> <p>Mr Roberto Castelli Minister of Justice</p> <p>Mr Antonio Martino Minister of Defense</p> <p>Mr Enzo Bianco President of the parliamentary committee on secret services</p>
4. Visits of TDIP Committee delegations	Missions would only be included in the work programme of the committee where there is sufficient grounds to believe they will be of material and demonstrable benefit to the committee's work	Agree in principle , that delegation visits to the countries concerned as well as to the US Congress will have added value. Decision to be taken if the visits should take place prior to the publication of the interim report.		

<p>5. Background information, specific studies, expertise</p>	<p>Journalists and NGOs should be invited to provide written submissions, on the basis of which any decision to include them in any putative public hearing should be made.</p> <p>Legal experts might be invited to explain their opinions requested.</p> <p>Evidence submitted to other national and international inquiries should be made available without undue delay to the members of this temporary committee, so that unnecessary duplication of effort is avoided.</p>	<p>Support the proposal to set up a panel of experts as well as to request studies</p> <p>Request the Commission (DG JFS) to provide a note for the specific use of the CIA committee, outlining under which conditions Article 7 TEU could be invoked.</p>	<p>-Legal opinion on the level of responsibility of MS in case of landing, transfers.</p>	
<p>6. Other matters</p>		<p>Proposal to change the name of the committee from TDIP to "CIA committee": easier, clearer, and more transparent than the current acronym.</p>		