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TEXT OF REPORT FROM DR. FRANCISCO URRUTIA, PERSONAL REPRESENTATIVE
OF SECRETARY-GENERAL, REGARDING MOUNT SCOPUS

Following is the text of the report, dated 18 January 1958, to Secretary-General Dag Hammarskjöld from Dr. Francisco Urrutia, personal representative of the Secretary-General for negotiations with the Governments of Israel and the Hashemite Kingdom of Jordan, with a view to full implementation of the "7 July 1948 Agreement for the Demilitarization of the Mount Scopus Area":

"I have the honor to inform you that, as a result of my conversations with the Governments of Israel and Jordan, the following has been agreed upon for the full implementation of the 1948 Agreement on Mount Scopus:

"1. In the conversations held with you during your recent visit to Israel and Jordan, both governments stated that they are willing, on a basis of reciprocity, to give full implementation to the Agreement of 7 July 1948 for the Demilitarization of the Mount Scopus Area and that they accept, on that basis, the inspection of Mount Scopus by the United Nations which is necessary in order to fulfill United Nations responsibilities for checking that such implementation is established and maintained by both parties. This position was reaffirmed to me by the two governments.

"2. The Governments of Israel and Jordan have given assurances that no new military installations contrary to the 1948 Agreement would be erected in the future in their respective sections of Mount Scopus.

"3. The Governments of Israel and Jordan have agreed, inter alia, that full implementation means:

- (a) that the conditions existing in the Augusta Victoria Hospital and in the village of Issawiya should be in accordance with the provisions of the 1948 Agreement.
- (b) that all military installations contrary to the 1948 Agreement should be removed and destroyed. Endeavors should be made, within the shortest possible time, to effect the full implementation of the above as well as of the other provisions of the 1948 Agreement.

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"In order to ensure that full implementation is maintained by both parties, United Nations observers will investigate, on the spot, complaints by either party alleging any breach of the Agreement.

"4. From now on, it has been agreed that visits of specially designated representatives of the Secretary-General, who will report exclusively to him, will take place in both sections of Mount Scopus.

"5. It was agreed that the United Nations shall assume the exclusive responsibility for ensuring that the convoy arrangements are in conformity with the Mount Scopus Agreement of 1948 and the existing plan for the convoys. The Jordan Government will ensure the protection of the convoys during the crossing of Jordanian controlled territory. The United Nations shall be responsible for ascertaining the need and ultimate use of items included in the convoy manifests.

"6. I have noted that in the course of the negotiations the two Governments concerned explained to me their position in the following terms:

"(a) To the Government of Israel, full implementation of the Mount Scopus Agreement means integral implementation of all its provisions; and in any event, if the Augusta Victoria Hospital is to continue functioning, the Hadassah Hospital on Mount Scopus should be reopened immediately. As the Mount Scopus Agreement of 1948 was followed by the conclusion of the General Armistice Agreement of 1949, the provisions of which concern, inter alia, Mount Scopus, the Government considers that full implementation of the Mount Scopus Agreement after the Armistice Agreement has been signed entails the implementation of that part of Article VIII which refers to Mount Scopus, that is the resumption of the normal functioning of the cultural and humanitarian institutions on Mount Scopus and free access thereto. Israel's consent to the above is given on the understanding that it in no way prejudices the rights and obligations of the parties under the Mount Scopus Agreement as well as under Article VIII of the General Armistice Agreement of 1949.

"(b) To the Government of Jordan, the statement of 4 December 1957 establishes the willingness of the two parties to implement fully the Mount Scopus Agreement, on a basis of reciprocity. It did so without any reference to the General Armistice Agreement. The two

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matters thus are distinct from each other and the agreed implementation of the Mount Scopus Agreement should never be considered dependent on the implementation of the General Armistice Agreement or any part thereof. As regards the Augusta Victoria Hospital, even if the Mount Scopus Agreement might be interpreted as entitling Israel to demand the closing of that hospital, it does not in any way give any legal right for the reopening of the Hadassah Hospital on Mount Scopus."

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ANNEX

"Letter from Dr. Francisco Urrutia to the Prime Minister of Israel:

"Dear Mr. Prime Minister, I wish to inform you that as a result of the conversations with the Governments of Israel and Jordan in regard to the fulfillment of the United Nations responsibility to arrange the fortnightly convoys to Mount Scopus, Paragraph 5 of my report of 18 January 1958 will be implemented by United Nations representatives in accordance with the following regulations:

"The yearly quota for unprohibited items -- other than food, fuel and water -- may not exceed the average of the last three years. (Unprohibited items are articles which are not arms, ammunition, military equipment of any kind, mail, maps or diagrams that can be in any way construed as containing military information.) The yearly quota will be distributed in the convoys in quantities to be agreed upon with the United Nations. When items not taken up in the past or items in greater quantities than the above average are included in the convoy manifest, transport will take place after United Nations representatives will have satisfied themselves as to their need. They shall have the authority to check their ultimate use.

"As regards fuel, the yearly quota will be based on the weekly average which was agreed upon in 1954. Within this limit the quota for benzine was determined last month by the United Nations Observer responsible for Mount Scopus.

"With regard to water, the United Nations will ensure the needed supply of water, without limitation.

"The checking of the convoy at Mandelbaum Square will be carried out exclusively by United Nations officers in the presence of representatives of the parties.

"Books, scientific and cultural collections and other similar items may be removed from the buildings of Mount Scopus and the United Nations will make the appropriate arrangements for their transport to the Israel sector of Jerusalem.

"Accept, Dear Mr. Prime Minister, the assurances of my highest consideration."

(Signed) Francisco Urrutia,
Personal Representative of the
United Nations Secretary-General