



## Security Council

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### NOTE BY THE SECRETARY-GENERAL

The Secretary-General has the honour to transmit to the members of the Security Council the attached communication that he has received from the President of the Council of the International Civil Aviation Organization.

S/21796

English

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[ORIGINAL: ENGLISH]

ANNEX

Letter dated 7 September 1990 from the President of the Council  
of the International Civil Aviation Organization addressed to  
the Secretary-General

The Permanent Mission of the State of Kuwait to the **United** Nations in New York sent me a letter dated 21 August 1990 concerning the seizure of the fleet of Kuwait Airways aircraft by Iraq.

I am pleased to send you a copy of my memorandum to Representatives on the ICAO Council, together with a copy **of** a letter which will be *sent* to all ICAO **Contracting** States on 14 September 1990.

(Signed) d K O T A I T E

[ORIGINAL: ENGLISH]

Enclosure 1

Memorandum dated 4 September 1990 from the President of the Council of the International Civil Aviation Organization addressed to the Representatives on the Council

To: **Representatives** on the Council

From: President of the Council

Subject: Communication from the Government of **Kuwait**

I have received a letter from the Permanent Representative of Kuwait to the United Nations dated 21 August 1990; the original Arabic text was accompanied by an unofficial English translation.

I am circulating the text of that letter for your information. You will note that the letter requests "to notify Member **Countries of the Organization**". It is a firmly established practice that the Organization does not circulate to Contracting States a communication originating from one State. **However**, I will consult with the Representatives on the Council whether a different approach would be justified in this particular case in the light of Security Council resolution 662 (1990) adopted on 9 August 1990 which calls upon all States and specialized agencies "to refrain from any action or dealing that might be interpreted as an indirect recognition of the annexation" of Kuwait by Iraq.

I will keep you informed of further developments.

(~~Signed~~)d K O T A I T E

[ORIGINAL: ARABIC]

Enclosure 2

Letter dated 21 August 1990 from the Permanent Representative of  
Kuwait to the United Nations addressed to the President of the

I n t e r n a t i o n a l -

Following the brutal Iraqi aggression and occupation of Kuwait, and as part of the large-scale acts of plundering and looting to which Kuwait has been subjected and which have involved government and private banks and financial firms and institutions, the Iraqi occupation authorities have seized all the aircraft of Kuwait Airways standing at Kuwait International Airport when the invasion took place. The following is a list of the types and registration numbers of the aircraft seized:

<u>Type</u>	<u>Registration NO.</u>
Boeing 767-200 ER	9K-AIB
Boeing 767-200 ER	9K-AIC
Airbus A310-200	9K-AHA
Airbus A310-200	9K-AHB
Airbus A310-200	9K-AHC
Airbus A310-200	9K-AHD
Airbus A310-200	9K-AHE
Airbus A310-200	9K-AHF
Airbus A310-200	9K-AHG
Airbus A310-200	9K-AHI
HS 125	9K-AGA
HS 125	9K-AGB
Gulf Stream GIII	9K-AEG
Gulf Stream GIII	9K-AEH
Boeing B 727-200	9K-AFA

You are kindly requested to take the necessary steps to notify member countries of the Organization in order to help prevent the Iraqi aggressor régime from using those aircraft.

(Signed) Mohammad A. ABULHASAN  
Ambassador  
Permanent Representative

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[ORIGINAL: ENGLISH]

**Enclosure 3**

**Letter dated 14 September 1990 from the President of the Council  
of Civil Aviation Organization addressed to  
all ICAO Contracting States**

**Subject:** Kuwait Airways Aircraft

**Action required:** To note

I have the honour to inform you that I received a letter from the Permanent Mission of the State of Kuwait to the United Nations, New York, requesting me to take the necessary measures to notify the Contracting States of ICAO concerning the aircraft of Kuwait Airways which have **been** seized by Iraq.

Consequently, I am sending a copy of that letter\* for your information.

(~~Signed~~ d K O T A I T E  
**President** of the Council

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\* See **Enclosure 2** of the present annex.