

108TH CONGRESS  
1ST SESSION

# H. R. 1414

To facilitate the establishment of a United Nations civilian police corps for international peace operations to maintain the rule of law and promote peace and stability in post-conflict situations.

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## IN THE HOUSE OF REPRESENTATIVES

MARCH 25, 2003

Mr. MCGOVERN (for himself and Mr. HOUGHTON) introduced the following bill; which was referred to the Committee on International Relations

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## A BILL

To facilitate the establishment of a United Nations civilian police corps for international peace operations to maintain the rule of law and promote peace and stability in post-conflict situations.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “International Rule of  
5 Law and Antiterrorism Act of 2003”.

6 **SEC. 2. FINDINGS.**

7 Congress finds the following:

1           (1) It is in the national security interest of the  
2 United States to support efforts to restore the rule  
3 of law in post-conflict and failed countries in order  
4 to prevent such countries from becoming safe havens  
5 for terrorist organizations and organized crime net-  
6 works that threaten the security of United States in-  
7 terests, citizens, and its allies.

8           (2) The responsibility of a civilian police force  
9 within a United Nations international peace oper-  
10 ation is to help establish and maintain the rule of  
11 law and provide for the security necessary for post-  
12 conflict reconstruction to take place.

13           (3) The restoration of the rule of law, despite  
14 its importance, remains a significant weakness of  
15 current United Nations international peace oper-  
16 ations.

17 **SEC. 3. SUPPORT FOR THE CREATION OF A PROFESSIONAL**  
18 **UN CIVILIAN POLICE CORPS (UNCPC).**

19 (a) FINDINGS.—Congress finds the following:

20           (1) The creation of a professional United Na-  
21 tions civilian police corps (UNCPC) would—

22                   (A) greatly reduce the current need for  
23 combat soldiers to engage in civilian policing ac-  
24 tivities;

1           (B) allow combat soldiers who are deployed  
2           to be withdrawn earlier from a post-conflict sit-  
3           uation without compromising security;

4           (C) allow the United Nations to more rap-  
5           idly and effectively take responsibility for main-  
6           taining a secure environment that allows aid  
7           providers to move forward with relief, develop-  
8           ment, and democracy-building tasks;

9           (D) permit the United Nations to recruit  
10          civilian police personnel with the appropriate  
11          levels of expertise and training in police proce-  
12          dures and United Nations international peace  
13          operations, as determined by international  
14          standards to be established by the United Na-  
15          tions member states through negotiations; and

16          (E) institute a system of accountability for  
17          civilian police in United Nations international  
18          peace operations, augmenting present civil dis-  
19          ciplinary procedures with a standard code of  
20          conduct and an enforcement mechanism imple-  
21          mented in collaboration with United Nations  
22          member states.

23          (2) The right of the United States to exercise  
24          its veto within the United Nations Security Council  
25          ensures that no action taken by the United Nations

1 would be detrimental to the interests of the United  
2 States.

3 (b) NEGOTIATIONS TO ESTABLISH A UN CIVILIAN  
4 POLICE CORPS.—The President shall—

5 (1) direct the United States Permanent Rep-  
6 resentative to the United Nations to use the voice,  
7 vote, and influence of the United States to establish  
8 negotiations with the United Nations and United  
9 Nations member states to establish a professional  
10 United Nations civilian police corps (UNCPC);

11 (2) direct the Secretary of State to request that  
12 the United Nations Secretariat prepare a report con-  
13 cerning the establishment of a professional United  
14 Nations civilian police corps; and

15 (3) direct the Secretary of State to work with  
16 the United Nations Secretariat and other United  
17 Nations member states to establish standards and  
18 training programs for international civilian police.

19 (c) SENSE OF CONGRESS.—It is the sense of Con-  
20 gress that a professional United Nations civilian police  
21 corps established in accordance with subsection (b)—

22 (1) should be composed of the appropriate num-  
23 ber of law enforcement professionals recruited and  
24 employed by the United Nations who are appro-  
25 priately trained and equipped for civilian policing

1 functions in United Nations international peace op-  
2 erations and available for rapid deployment to such  
3 international peace operations as needed;

4 (2) should be able to deploy not later than 15  
5 days after the date on which a deployment is author-  
6 ized pursuant to a United Nations Security Council  
7 resolution;

8 (3) should be managed by the United Nations  
9 Civilian Police Division, established in October 2000  
10 and mandated to plan and support the work of  
11 United Nations civilian police officers in United Na-  
12 tions peacekeeping operations; and

13 (4) should be given the appropriate resources to  
14 do its job properly, including funding, equipment,  
15 training, logistical support, and staffing, including  
16 support personnel as well as corrections and judicial  
17 law enforcement professionals.

18 **SEC. 4. REPORT ON STATUS OF NEGOTIATIONS.**

19 Not later than 6 months after the date of the enact-  
20 ment of this Act, and annually thereafter, the President  
21 shall transmit to the Committee on International Rela-  
22 tions of the House of Representatives and the Committee  
23 on Foreign Relations of the Senate a report that contains  
24 a detailed description of the progress of negotiations to

1 establish a professional United Nations civilian police  
2 corps in accordance with section 3(b).

3 **SEC. 5. DEFINITIONS.**

4 In this Act:

5 (1) **RULE OF LAW.**—The term “rule of law”  
6 means the ability of a country, through institutions  
7 and other means, to ensure the security and well  
8 being of its citizens through the enforcement of pub-  
9 lic laws.

10 (2) **UNITED NATIONS INTERNATIONAL PEACE**  
11 **OPERATION.**—The term “United Nations inter-  
12 national peace operation” means a field operation  
13 conducted by the United Nations, or under the au-  
14 thority of the United Nations Security Council, for  
15 the purpose of implementing a peace agreement, the  
16 mandate of which may include establishing a secure  
17 post-conflict environment and restoring the rule of  
18 law, to enable reconstruction and development ef-  
19 forts to be established and carried out.

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