
From: Zeinah Salahi
Sent: Tuesday, September 09, 2008 1:55 PM
To: Azem Bishara; Hala Rashed; Rami Dajani; LPU; CD
Cc: Andrew Kuhn (Compuserve)
Subject: RE: Meeting summary: Territory team with Dr. Saeb

a few additional clarifications...

everyone uses safe passage to mean territorial link. they mean a link, under total pali control, but israeli sovereignty.

the point on family reunification was that it would continue outside of the return issue

meeting at 10 tuesday (although i thought he said 11am) is a heads of committee meeting.

on the possible answers -- first is a counterproposal - possibly a revised faps with a map that would be shown but not given, second is an ambiguous answer that doesn't actually answer, third is outright no

From: Azem Bishara
Sent: Tue 9/9/2008 6:31 PM
To: Hala Rashed; Rami Dajani; LPU; CD
Cc: Andrew Kuhn (Compuserve)
Subject: RE: Meeting summary: Territory team with Dr. Saeb

Some additions...

The proposal on recognizing refugees suffering is for the preamble.

The preamble will state that the agreement is an implementation of 242, 338 **and the API** (194 is not included).

On the "Holy Basin" its not an international mechanism to administer it. Rather the proposal stipulates that the fate of the Holy Basis will be delayed and not resolved in the agreement. The issue will continue to be negotiated bilaterally with the involvement Saudi Arabia, Jordan, Egypt, US, but without an ability for those third parties to forces an agreement on the parties . SE mentioned that Olmert said to AM that the "Holy Basin" area accounts for 0.4% of the WB. This does not make sense as its equivalent to more than 22 Km2. I think the correct percentage is 0.04% which accounts from around 2.2 Km2 (Hoy Basin area as per Camp David, more or less).

Azem

From: Hala Rashed
Sent: Tue 9/9/2008 4:17 PM
To: Rami Dajani; LPU; CD
Cc: Andrew Kuhn (Compuserve)
Subject: RE: Meeting summary: Territory team with Dr. Saeb

It wasn't clear what the heads of damage for compensation would be. Just that there would be no acknowledgement of responsibility for the refugees, and that compensation, and not restitution or return (apart from the 5,000), would be the only remedy.

The road is the one they are already building and planning around the Adumim bloc.

AM will resign unless all of them happen.

Hala Rashed
Legal Advisor
Negotiations Affairs Department
Negotiations Support Unit



From: Rami Dajani
Sent: Tuesday, September 09, 2008 4:15 PM
To: Hala Rashed; LPU; CD
Cc: Andrew Kuhn (Compuserve)
Subject: RE: Meeting summary: Territory team with Dr. Saeb

Some questions ...

"Israel would acknowledge, and contribute compensation for, the suffering of - not responsibility for - Pal refugees"

Apart from the issue of responsibility, Olmert is also limiting compensation to compensation for suffering, right?

Did Saeb explain what is meant by the Bethlehem Ramallah road link?

Regarding AM's fate, he will resign unless one of the events happen, or all of them?

Rami Dajani
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From: Hala Rashed
Sent: Tuesday, September 09, 2008 3:02 PM
To: LPU; CD
Cc: Andrew Kuhn (Compuserve)
Subject: Meeting summary: Territory team with Dr. Saeb

Other Territory team members, feel free to add

Olmert's "package" offer to Abu Mazen

- Israel would annex 6.8% of the WB, which would include all the settlement blocs including the five redlines (MA, Ariel, Har Homa, Givat Ze'ev, Efrat), in exchange for the equivalent of 5.5% of the WB, which would not include a territorial link. [*Fouad is revising the map projection of the swaps*].
- The Pals would only get safe passage through Israel, not a territorial link.
- Israel would acknowledge, and contribute compensation for, the suffering of - not responsibility for - Pal refugees, and there would have to be a mention about Israeli - not Jewish - suffering. Israel would take 1,000 refugees a year for 5 years. [**Something about family reunification**]
- Pals would also get a Bethlehem-Ramallah road link.
- An international mechanism, comprised of Saudi Arabia, Jordan, Egypt, US, Palestine and Israel, would administer the "Holy Basin", which accounts for 0.4% of the WB.
- This would constitute implementation of UNSCR 242 and 338.
- There was no mention of the Jordan Valley and no mention about security.

AM's response to Olmert offer

- It is not clear when AM will meet EO to give him AM's response to the proposal. They might meet before or after UNGA. EO may not end up attending the UNGA.
- SE thinks there are three ways AM could respond: (1) give EO our FAPS, (2) issue general communiqué about Annapolis progress, (3) simply say "no" to offer. He wants us to think up other ways to respond. Whatever we propose, he wants to make sure that: (a) we are not blamed, (b) negos are uninterrupted, and (c) no submission is made that we cannot retract. We will have a mtg with SE on **Tuesday at 10am** to discuss our thinking on this and other issues.

Arab states

- Last Tuesday, SE met with Saudis and asked them to tell the US that they could not live without the holy basin/Old City.
- Mubarak and Jordanians are on the same page. Mubarak said that he dares any Arab leader to advise Pals to accept Olmert's proposal.
- At the Arab FM mtg, Pals did not share specifics, percentages or numbers about Olmert proposal. However, they secured agreement from Arab states on a communique about (1) nothing is agreed until everything is agreed, (2) no interim agreements, (3) no partial agreements.
- Pals asked Arabs to prepare plan for Fatah-Hamas reconciliation, provided it involves: (1) consensus government that adopts AM's political programme, (2) consensus date for

- parliamentary and presidential elections, and (3) Arab "presence" in Gaza to provide capacity-building. [Saudis, Syria and Qatar are in agreement on this thinking.](#)
- [Arab states agreed to ask for UNSC FM-level mtg](#) to be held, at which Saudi FM, Amr Moussa and AM will speak, and at which NSU will give PPT on [how 2SS is under threat](#). They don't want to ask for resolution bc of likely veto.

Quartet mtg

- SE told Tal Becker that Pals and Israelis should each talk about their differences, and then speak about what they agree on: (1) no details or numbers about negos to be discussed, [but present negos process in positive way](#); (2) no bridging proposals; and (3) ask them how they intend to protect negos and Annapolis process.

AM's fate

- Will resign in January 2009 unless (1) Fatah-Hamas reconciliation plan happens [based on three conditions \(mentioned above\)](#), (2) RM implementation, at least sett freeze, (3) Arab money, and (4) Fatah conference.

Territory negos

- SE will attend next Territory committee mtg (not yet scheduled).
- SE agrees, if possible, to meet with Territory team and Samih before Terr committee mtg.
- We were instructed not to discuss "secondary" issues (eg. demarcation, maritime borders, private property, sett assets) with Israelis until they show us the 6.8% map.

FOLLOW-UP

- We need to discuss, at least, (1) AM's response to EO on proposal, and (2) UNSC briefing. LPU, currently scheduled for Thursday at 9:30am has to be rescheduled. Can we do it on **Thursday at 1:30pm?**

Hala Rashed

Legal Advisor

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