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[As covering
submission plus
Mr Kirk/Mr Kirk only]

DRAFT LETTER FOR SIGNATURE BY: PS/SECRETARY OF STATE

REPORT OF POLITICALLY SENSITIVE ISSUES

I attach the usual forecast of politically sensitive matters
relating to Northern Ireland.

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REPORT FOR NO. 10 (13 MARCH, - 26 MARCH 1989)

EVENT	DATE	REASONS FOR SENSITIVITY	SPEAKING NOTES
<u>Speech on political development by Mr King on 14 February.</u>	Continuing interest.	Need to encourage parties, particularly unionists, to talk together and with HMG.	Important to <u>explore possibilities for political progress in Northern Ireland</u> . Government is ready to play its part in any way that may be helpful.
<u>Prospective privatisation of Harland and Wolff and Shorts.</u>	Continuing interest.	Financial condition of H & W and Shorts very grave. UUP, DUP and SDLP met Mr King on 1 February and the Prime Minister on 23 February to discuss H & W.	<u>Government very much aware of concern</u> , and seeking best long term future for companies. Private sector best prospect. Commercially confidential negotiations with interested parties are continuing.
H & W: negotiations continuing with interested parties.		Much public concern about future. Select committee on Trade and Industry investigated, and published a report on 23 February.	
Shorts: Bombardier Inc and GEC/Fokker asked to submit final proposals by 30 April. A further proposal may be included.			

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<u>Article 11 Review of working of Intergovernmental Conference (IC).</u>	Continuing	Unionist hostility to Agreement and IC.	<u>Article 11 Review.</u> A thorough and serious review. The political parties and others who have views were invited to contribute to the review of the working of the <u>Intergovernmental Conference under the Anglo-Irish Agreement.</u> A number have done so. Others would be welcome, particularly from those who have complained of <u>lack of consultation</u> in the past. Review submissions are currently being considered.
<u>"Stalker/Sampson Inquests"</u> Inquests into deaths of James McKerr, Eugene Toman and Sean Burns on 11 November 1982.	Continuing interest.	On 20 December the Court of Appeal ruled that a new inquest will be necessary and that the policemen who fired the fatal shots should give evidence in person.	Government has sought leave to appeal to the House of Lords.

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<u>ECHR Brogan</u> ECHR decision in Brogan case.	Continuing interest.	ECHR has ruled <u>against</u> HMG and directed that terrorist suspects should not be held for more than 4 days without judicial intervention. (Current maximum period under 1984 PTA is 7 days). HMG has, as an interim measure, derogated from the ECHR.	Important case. Further reflection necessary before HMG can form a final view. Remains HMG's wish to introduce a judicial element into detention. In the meantime, to safeguard this important power against terrorism, notices of derogation have been entered.
Debates on the continuance of the Emergency Provisions Acts.	15 March (House of Lords).	Powers in Acts are controversial.	The powers are essential if the security forces are to deal effectively with terrorism.

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<u>Extradition</u>			
a) Irish pressure to make more use of extra territorial route in dealing with fugitive offenders.	Continuing.	Current sensitivities over, and political symbolism of, extradition.	Mutual aim of Irish and HMG is to put fugitive terrorists behind bars. <u>Will use the most effective route in any given case.</u>
b) Decision on extra-territorial prosecution of <u>Patrick Ryan</u> .			Matter for the prosecuting authorities. Must await their decision.
c) Hanratty - extradition request to Federal Republic of Germany.	21 February.		Case sub judice. Not appropriate to comment.
d) Carron, Kane, Finucane - judgement was reserved in extradition hearings. Judgement expected.	?		Matter for the Irish Courts - HMG will study the judgement carefully.