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Institute for Gulf Affairs

April 14, 2015

H.E. Ambassador

Permanent Representative to the United Nations

This is an urgent letter regarding your vote in support of the U.N Security Council resolution 2216 on Yemen that endorsed Abd Rabbuh Mansur Hadi as the president of Yemen.

Your vote may have been taken in haste, as it clearly contradicts the facts as well as UNSC Resolution 2014 of 2011 which endorsed the Gulf Cooperation Council initiative signed in Riyadh 23 November 2011.

According to the Gulf Cooperation Council Initiative, Hadi's term is set for two years. He assumed office after a one-candidate election in February 2012 and was elected as a transitional president for a two-year term ending February 24, 2014.

Section B of Article 7 of the Executive Mechanism states the following: *“The second stage which is set for two years, starts with the inauguration of the president in the early presidential elections (21 February 2012), and ends with the general elections, in accordance to the new constitution and the inauguration of the republic's new president.”*

The Arabic original

(ب) تبدأ المرحلة الثانية ومدتها عامان مع تنصيب الرئيس بعد الانتخابات الرئاسية المبكرة بإجراء الانتخابات العامة وفقاً للدستور الجديد وتنصيب رئيس الجمهورية الجديد.

To reiterate, at present Mr. Hadi is a former president of Yemen. The UNSC has no legal authority to appoint him as president of Yemen, or treat him in such capacity. Although his term ended February 25, 2014, Hadi remained in office until February 2015; one year after his term has expired, in violation of the UNSC-endorsed GCC Initiative. He also failed to call for general presidential elections per the agreement he signed.

Because the Saudi-led war on Yemen was built on the false premise that Hadi is the current legitimate president of Yemen, it must be emphasized that he is, in fact, not a legitimate leader of that country. Legally, Mr. Hadi is the former transitional president of Yemen whose term expired February 24, 2014.

It is incumbent upon you to rectify this mistake by rescinding Resolution 2116 and passing a modified resolution that reflects the current reality in Yemen. I urge you to ask your legal counsel to carefully review GCC Initiative's Executive Mechanism (Attached in Arabic) that makes the limits of Mr. Hadi's term clear.

This letter will be distributed to the media & non UNSC missions 24 hours after you receive it.

Important dates:

Elections: February 21, 2012

Inauguration February 25, 2012

Sincerely

Ali AlAhmed



Director