

H.RES.740

Title: Calling on the Government of the United Kingdom to immediately establish a full, independent, public judicial inquiry into the murder of Northern Ireland defense attorney Pat Finucane, as recommended by international Judge Peter Cory as part of the Weston Park agreement and a way forward for the Northern Ireland Peace Process.

Whereas human rights defense attorney and solicitor Patrick Finucane was brutally murdered in front of his wife and children at his home in Belfast on February 12, 1989;

Whereas many international bodies and nongovernmental human rights organizations, including Amnesty International, British Irish Rights Watch, the Committee for the Administration of Justice, and Human Rights First, have called attention to serious allegations of collusion between loyalist paramilitaries and British security forces in the murder of Mr. Finucane;

Whereas in July 2001 the Governments of Ireland and the United Kingdom under terms of the Weston Park Agreement appointed retired Canadian Judge Peter Cory to investigate the allegations of collusion between loyalist paramilitaries and British security forces in the murder of Mr. Finucane and other individuals;

Whereas Judge Cory reported to the Governments of Ireland and the United Kingdom in April 2004 that sufficient evidence of collusion existed to warrant a public independent, judicial inquiry into the murder of Mr. Finucane and recommended that a public inquiry take place without delay;

Whereas the Government of the United Kingdom in April 2005 adopted the Inquiries Act 2005 which empowers the Government to block scrutiny of state actions and limits independent action by the judiciary in inquiries held under its terms, and, after the enactment of this legislation establishing new limited inquiry procedures, the Government announced that an inquiry into the murder of Mr. Finucane would be established which would operate under terms of the new legislation;

Whereas Judge Cory, in a written statement presented to the Committee on International Relations of the House of Representatives in 2005, stated that his 2004 recommendation for a public inquiry into the murder of Mr. Finucane had "contemplated a true public inquiry constituted and acting pursuant to the provisions of the 1921 Act" (the Tribunals of Inquiry (Evidence) Act 1921), and also stated that "it seems to me that the proposed new Act would make a meaningful inquiry impossible";

Whereas the family of Mr. Finucane has rejected the limited authority of an inquiry conducted under terms of the Inquiries Act of 2005;

Whereas Amnesty International, British Irish Rights Watch, the Committee for the Administration of Justice, and Human Rights First have likewise rejected any proposed inquiry into the murder of Mr. Finucane established under procedures of the Inquiries Act of 2005 and have called for the repeal of the Act;

Whereas the Dial Eireann (Parliament of Ireland) adopted a resolution on March 8, 2006, calling for the establishment of a full public independent judicial inquiry into the murder of Patrick Finucane; and

Whereas the Foreign Relations Authorization Act, Fiscal Year 2003 (Public Law 107-228) and House Resolution 128 (April 20, 1999) support the establishment of a public independent judicial inquiry into the murder of Patrick Finucane: Now, therefore, be it

Resolved, That the House of Representatives—

(1) expresses to the family of Patrick Finucane deepest condolences on his death, commends their steadfast pursuit of justice in his brutal murder, and thanks his wife Geraldine and son Michael for their willingness to testify on this matter before committees of the House of Representatives on numerous occasions;

(2) supports the efforts of the Administration in seeking the full implementation of the Weston Park Agreement and the establishment of an independent judicial inquiry into the murder of Patrick Finucane;

(3) calls on the Government of the United Kingdom to reconsider its position on the matter of an inquiry into the murder of Mr. Finucane, to amend the Inquiries Act of 2005, and to take fully into account the objections of Judge Cory, objections raised by officials of the United States Government, other governments, and international bodies, and the objections raised by Mr. Finucane's family; and

(4) urges the Government of the United Kingdom immediately to establish a full, independent, and public judicial inquiry into the murder of Patrick Finucane which would enjoy the full cooperation and support of his family, the people of Northern Ireland, and the international community as recommended by Judge Cory.

Sponsor: [Rep Smith, Christopher H.](#) [NJ-4] (introduced 3/28/2006)

Cosponsors (17)

Related Bills: [H.RES.734](#)

Latest Major Action: 5/18/2006 Passed/agreed to in House. Status: On motion to suspend the rules and agree to the resolution, as amended Agreed to by the Yeas and Nays: (2/3 required): 390 - 5, 6 Present (Roll no. 159).

COSPONSORS(17), ALPHABETICAL [followed by Cosponsors withdrawn]: (Sort: [by date](#))

[Rep Ackerman, Gary L.](#) [NY-5] - 4/25/2006

[Rep Crowley, Joseph](#) [NY-7] - 3/28/2006

[Rep Engel, Eliot L.](#) [NY-17] - 3/28/2006

[Rep Gallegly, Elton](#) [CA-24] - 3/28/2006

[Rep Garrett, Scott](#) [NJ-5] - 5/16/2006

[Rep Higgins, Brian](#) [NY-27] - 5/15/2006

[Rep King, Peter T.](#) [NY-3] -

[Rep Maloney, Carolvn B.](#) [NY-14] -

3/28/2006

[Rep McCarthy, Carolyn](#) [NY-4] -
3/28/2006

[Rep Neal, Richard E.](#) [MA-2] -
3/28/2006

[Rep Pascrell, Bill, Jr.](#) [NJ-8] -
3/28/2006

[Rep Sweeney, John E.](#) [NY-20] -
3/28/2006

[Rep Wexler, Robert](#) [FL-19] -
5/16/2006

3/28/2006

[Rep McNulty, Michael R.](#) [NY-21] -
3/28/2006

[Rep Pallone, Frank, Jr.](#) [NJ-6] -
3/28/2006

[Rep Payne, Donald M.](#) [NJ-10] -
3/28/2006

[Rep Walsh, James T.](#) [NY-25] -
3/28/2006

ALL ACTIONS:

3/28/2006:

Referred to the House Committee on International Relations.

5/16/2006 2:59pm:

Mr. McCotter moved to suspend the rules and agree to the resolution, as amended.

5/16/2006 3:00pm:

Considered under suspension of the rules. (consideration: CR [H2612-2616](#); text as introduced: CR [H2612](#))

5/16/2006 3:09pm:

At the conclusion of debate, the Yeas and Nays were demanded and ordered. Pursuant to the provisions of clause 8, rule XX, the Chair announced that further proceedings on the motion would be postponed.

5/18/2006 1:03am:

Considered as unfinished business.

5/18/2006 1:10am:

On motion to suspend the rules and agree to the resolution, as amended Agreed to by the Yeas and Nays: (2/3 required): 390 - 5, 6 Present ([Roll no. 159](#)).

5/18/2006 1:10am:

Motion to reconsider laid on the table Agreed to without objection.

5/18/2006 1:10am:

The title of the measure was amended. Agreed to without objection.

FINAL VOTE RESULTS FOR ROLL CALL 159

(Republicans in roman; Democrats in *italic*; Independents underlined)

H RES 740 2/3 YEA-AND-NAY 18-May-2006 1:10 AM

QUESTION: On Motion to Suspend the Rules and Agree, as Amended

BILL TITLE: Calling on the Government of the United Kingdom to immediately establish a full, independent, public judicial inquiry into the murder of Northern Ireland defense attorney Pat Finucane, as recommended by international Judge Peter Cory as part of the Weston Park agreement and a way forward for the Peace Process

	<u>YEAS</u>	<u>NAYS</u>	<u>PRES</u>	<u>NV</u>
REPUBLICAN	200	5	6	19
DEMOCRATIC	189			12
INDEPENDENT	1			
TOTALS	390	5	6	31

---- YEAS 390 ---

<i>Abercrombie</i>	Gillmor	Neugebauer
<i>Ackerman</i>	Gingrey	Ney
<i>Aderholt</i>	<i>Gonzalez</i>	Nunes
<i>Akin</i>	Goode	Nussle
<i>Alexander</i>	Goodlatte	<i>Oberstar</i>
<i>Allen</i>	<i>Gordon</i>	<i>Obey</i>
<i>Andrews</i>	Granger	<i>Olver</i>
<i>Baca</i>	Graves	<i>Ortiz</i>
<i>Bachus</i>	Green (WI)	Osborne
<i>Baird</i>	<i>Green, Al</i>	Otter
<i>Baldwin</i>	<i>Green, Gene</i>	<i>Owens</i>
<i>Barrett (SC)</i>	<i>Grijalva</i>	<i>Pallone</i>
<i>Barrow</i>	<i>Gutierrez</i>	<i>Pascrell</i>
<i>Bartlett (MD)</i>	Gutknecht	<i>Pastor</i>
<i>Barton (TX)</i>	Hall	<i>Payne</i>
<i>Bass</i>	<i>Harman</i>	Pearce
<i>Bean</i>	Harris	<i>Pelosi</i>
<i>Beauprez</i>	Hart	<i>Peterson (MN)</i>
<i>Becerra</i>	<i>Hastings (FL)</i>	Peterson (PA)
<i>Berkley</i>	Hastings (WA)	Petri
<i>Berman</i>	Hayes	Pickering
<i>Berry</i>	Hayworth	Pitts
<i>Biggert</i>	Hensarling	Platts
<i>Bilirakis</i>	Herger	Pombo
<i>Bishop (NY)</i>	<i>Herseth</i>	<i>Pomeroy</i>
<i>Bishop (UT)</i>	<i>Higgins</i>	Porter
<i>Blackburn</i>	<i>Hinchey</i>	Price (GA)
<i>Blumenauer</i>	<i>Hinojosa</i>	<i>Price (NC)</i>
<i>Blunt</i>	Hobson	Pryce (OH)
<i>Boehlert</i>	Hoekstra	Putnam
<i>Boehner</i>	<i>Holden</i>	<i>Rahall</i>
<i>Bonner</i>	<i>Holt</i>	Ramstad
<i>Bono</i>	<i>Honda</i>	<i>Rangel</i>
<i>Boozman</i>	<i>Hooley</i>	Regula
<i>Boren</i>	<i>Hoyer</i>	Rehberg
<i>Boswell</i>	Hulshof	Reichert
<i>Boucher</i>	Hunter	Renzi
<i>Boustany</i>	Hyde	<i>Reyes</i>

<i>Boyd</i>	Inglis (SC)	Reynolds
Bradley (NH)	<i>Inslee</i>	Rogers (AL)
<i>Brady (PA)</i>	<i>Israel</i>	Rogers (KY)
Brady (TX)	Issa	Rogers (MI)
<i>Brown (OH)</i>	Istook	Rohrabacher
Brown (SC)	<i>Jackson (IL)</i>	Ros-Lehtinen
<i>Brown, Corrine</i>	<i>Jackson-Lee (TX)</i>	<i>Ross</i>
Brown-Waite, Ginny	<i>Jefferson</i>	<i>Rothman</i>
Burgess	Jenkins	<i>Roybal-Allard</i>
Burton (IN)	Jindal	Royce
<i>Butterfield</i>	Johnson (CT)	<i>Ruppersberger</i>
Buyer	Johnson (IL)	<i>Rush</i>
Calvert	<i>Johnson, E. B.</i>	<i>Ryan (OH)</i>
Camp (MI)	<i>Jones (OH)</i>	Ryan (WI)
Cannon	<i>Kanjorski</i>	Ryun (KS)
Cantor	<i>Kaptur</i>	<i>Sabo</i>
Capito	Kelly	<i>Salazar</i>
<i>Capps</i>	Kennedy (MN)	<i>Sánchez, Linda T.</i>
<i>Capuano</i>	<i>Kildee</i>	<i>Sanchez, Loretta</i>
<i>Cardin</i>	<i>Kilpatrick (MI)</i>	<u>Sanders</u>
<i>Cardoza</i>	<i>Kind</i>	Saxton
<i>Carnahan</i>	King (IA)	<i>Schakowsky</i>
<i>Carson</i>	King (NY)	<i>Schiff</i>
Carter	Kingston	Schmidt
<i>Case</i>	Kirk	<i>Schwartz (PA)</i>
Castle	Kline	Schwarz (MI)
Chabot	Knollenberg	<i>Scott (GA)</i>
<i>Chandler</i>	Kolbe	<i>Scott (VA)</i>
Chocoma	<i>Kucinich</i>	<i>Serrano</i>
<i>Clay</i>	Kuhl (NY)	Sessions
<i>Cleaver</i>	LaHood	Shadegg
<i>Clyburn</i>	<i>Langevin</i>	Shaw
Cole (OK)	<i>Lantos</i>	Shays
Conaway	<i>Larsen (WA)</i>	<i>Sherman</i>
<i>Conyers</i>	Latham	Sherwood
<i>Cooper</i>	LaTourette	Shimkus
<i>Costa</i>	Leach	Shuster
<i>Costello</i>	<i>Lee</i>	Simmons
<i>Cramer</i>	<i>Levin</i>	Simpson
Crenshaw	Lewis (CA)	<i>Skelton</i>
<i>Crowley</i>	<i>Lewis (GA)</i>	Smith (NJ)
<i>Cuellar</i>	Linder	Smith (TX)
Culberson	<i>Lipinski</i>	<i>Snyder</i>
<i>Cummings</i>	LoBiondo	Sodrel
<i>Davis (AL)</i>	<i>Lofgren, Zoe</i>	<i>Solis</i>
<i>Davis (CA)</i>	<i>Lowey</i>	Souder
<i>Davis (FL)</i>	Lucas	<i>Spratt</i>
<i>Davis (IL)</i>	Lungren, Daniel E.	Stearns
Davis (KY)	<i>Lynch</i>	<i>Strickland</i>

<i>Davis (TN)</i>	Mack	Sullivan
Davis, Tom	<i>Maloney</i>	Sweeney
Deal (GA)	Marchant	Tancredo
<i>DeFazio</i>	<i>Markey</i>	<i>Tanner</i>
<i>DeGette</i>	<i>Marshall</i>	<i>Tauscher</i>
<i>Delahunt</i>	<i>Matheson</i>	<i>Taylor (MS)</i>
<i>DeLauro</i>	<i>Matsui</i>	Taylor (NC)
DeLay	<i>McCarthy</i>	Terry
Dent	McCaul (TX)	Thomas
Diaz-Balart, M.	<i>McCollum (MN)</i>	<i>Thompson (CA)</i>
<i>Dingell</i>	McCotter	<i>Thompson (MS)</i>
Doolittle	<i>McDermott</i>	Tiberi
<i>Doyle</i>	<i>McGovern</i>	<i>Tierney</i>
Drake	McHenry	<i>Towns</i>
Dreier	McHugh	Turner
Duncan	<i>McIntyre</i>	<i>Udall (CO)</i>
<i>Edwards</i>	McKeon	<i>Udall (NM)</i>
Ehlers	<i>McKinney</i>	Upton
<i>Emanuel</i>	McMorris	<i>Van Hollen</i>
<i>Engel</i>	<i>McNulty</i>	<i>Velázquez</i>
English (PA)	<i>Meehan</i>	<i>Visclosky</i>
<i>Eshoo</i>	<i>Meek (FL)</i>	Walden (OR)
<i>Etheridge</i>	<i>Meeks (NY)</i>	Walsh
<i>Farr</i>	<i>Melancon</i>	Wamp
Feeney	Mica	<i>Wasserman Schultz</i>
Ferguson	<i>Michaud</i>	<i>Waters</i>
<i>Filner</i>	<i>Millender-McDonald</i>	<i>Watson</i>
Fitzpatrick (PA)	Miller (FL)	<i>Watt</i>
Flake	Miller (MI)	<i>Waxman</i>
Foley	<i>Miller (NC)</i>	<i>Weiner</i>
Forbes	Miller, Gary	Weldon (PA)
<i>Ford</i>	<i>Miller, George</i>	Weller
Fortenberry	<i>Mollohan</i>	<i>Wexler</i>
Fossella	<i>Moore (KS)</i>	Whitfield
Foxx	<i>Moore (WI)</i>	Wicker
<i>Frank (MA)</i>	Moran (KS)	Wilson (NM)
Franks (AZ)	<i>Moran (VA)</i>	Wilson (SC)
Frelinghuysen	Murphy	Wolf
Gallegly	Musgrave	<i>Woolsey</i>
Garrett (NJ)	Myrick	<i>Wu</i>
Gerlach	<i>Nadler</i>	<i>Wynn</i>
Gibbons	<i>Napolitano</i>	Young (AK)
Gilchrest	<i>Neal (MA)</i>	Young (FL)

---- NAYS 5 ----

Campbell (CA)	Sensenbrenner	Westmoreland
Cubin	Tiahrt	

---- ANSWERED "PRESENT" 6 ----

Everett Gohmert	Hostettler Lewis (KY)	Pence Poe
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---- NOT VOTING 31 ----

Baker <i>Bishop (GA)</i> Bonilla Coble Davis, Jo Ann Diaz-Balart, L. <i>Dicks</i> <i>Doggett</i> Emerson <i>Evans</i> <i>Fattah</i>	Hefley Johnson, Sam Jones (NC) Keller <i>Kennedy (RI)</i> <i>Larson (CT)</i> Manzullo McCrery <i>Murtha</i> Northup Norwood	Oxley Paul Radanovich <i>Slaughter</i> <i>Smith (WA)</i> <i>Stark</i> <i>Stupak</i> Thornberry Weldon (FL)
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