

### Schedule of Documents – Defence FOI 310/20/21

	Document	Date	Document description or title	Pages	Decision	Reason for decision under the Act
	1	09/01/2018	Question Time Brief: Australia-Myanmar	9	Partial Release	Deletions made in accordance with section 22 of the FOI Act, on the grounds that the deleted material is exempt under section 47F [Personal Privacy conditional exemption] of the FOI Act.
	2	11/01/2018	Question Time Brief: Australia-Myanmar	8	Partial Release	Deletions made in accordance with section 22 of the FOI Act, on the grounds that the deleted material is exempt under section 47F [Personal Privacy conditional exemption] of the FOI Act.
	3	11/06/2018	Email: DCT and Future Engagement	8	Partial Release	Deletions made in accordance with section 22 of the FOI Act, on the grounds that the deleted material is exempt under section 47F [Personal Privacy conditional exemption] of the FOI Act.
	4	18/09/2018	Form: Defence Cooperation Biographical Details	2	Released in full	
	5	24/09/2018	Email: Hellfire Pass 75 <sup>th</sup> Anniversary	6	Partial Release	Deletions made in accordance with section 22 of the FOI Act, on the grounds that the deleted material is exempt under section 47F [Personal Privacy conditional exemption] of the FOI Act.
	6	27/09/2018	Question Time Brief: Australia-Myanmar	11	Partial Release	Deletions made in accordance with section 22 of the FOI Act, on the grounds that the deleted material is exempt under section 47F [Personal Privacy conditional exemption] of the FOI Act.
	7	03/10/2018	Defence Cooperation Program Cheatsheet - Myanmar	2	Released in full	
	8	16/10/2018	Question Time Brief: Australia-Myanmar	10	Partial Release	Deletions made in accordance with section 22 of the FOI Act, on the grounds that the deleted material is exempt under section 47F [Personal Privacy conditional exemption] of the FOI Act.

### Schedule of Documents – Defence FOI 310/20/21

	9	16/10/2018	Email: Course Offerings	3	Partial Release	Deletions made in accordance with section 22 of the FOI Act, on the grounds that the deleted material is exempt under section 47F [Personal Privacy conditional exemption] of the FOI Act.
	10	16/10/2018	Spreadsheet: Course Offerings	1	Released in full	
	11	16/10/2018	Administrative Instruction	6	Partial Release	Deletions made in accordance with section 22 of the FOI Act, on the grounds that the deleted material is exempt under section 47F [Personal Privacy conditional exemption] of the FOI Act.
	12	06/12/2018	Email: Defence Cooperation Scholarship Program offers 2020	6	Partial Release	Deletions made in accordance with section 22 of the FOI Act, on the grounds that the deleted material is exempt under section 47F [Personal Privacy conditional exemption] of the FOI Act.
	13	07/01/2019	Fact Sheet: Myanmar	1	Released in full	
	14	31/01/2019	Email: APCML workshop - Respecting Military Law Conference and Government Workshop: 12-14 Mar 2019	2	Partial Release	Deletions made in accordance with section 22 of the FOI Act, on the grounds that the deleted material is exempt under section 47F [Personal Privacy conditional exemption] of the FOI Act.
	15		Program: Military Law Conference	16	Released in full	
	16	04/02/2019	Question Time Brief: Australia-Myanmar	6	Partial Release	Deletions made in accordance with section 22 of the FOI Act, on the grounds that the deleted material is exempt under section 47F [Personal Privacy conditional exemption] of the FOI Act.
	17	22/02/2019	Talking Points for Ambassador	3	Partial Release	Deletions made in accordance with section 22 of the FOI Act, on the grounds that the deleted material is exempt under section 47F [Personal Privacy conditional exemption] of the FOI Act.
	18	17/03/2019	Report: Visit to Myanmar	13	Partial Release	Deletions made in accordance with section 22 of the FOI Act, on the grounds that the deleted material is exempt under section 47F [Personal Privacy conditional exemption] of the FOI Act.
	19	28/03/2019	Fact Sheet: Myanmar	1	Released in full	

### Schedule of Documents – Defence FOI 310/20/21

	20	01/04/2019	Defence Relationship Brief – Myanmar	1	Released in full	
	21	18/06/2019	Email: Possible Australia Study Tour	1	Partial Release	Deletions made in accordance with section 22 of the FOI Act, on the grounds that the deleted material is exempt under section 47F [Personal Privacy conditional exemption] of the FOI Act.
	22		List of possible attendees	2	Partial Release	Deletions made in accordance with section 22 of the FOI Act, on the grounds that the deleted material is exempt under section 47F [Personal Privacy conditional exemption] of the FOI Act.
	23	21/06/2019	Question Time Brief: Australia-Myanmar	3	Partial Release	Deletions made in accordance with section 22 of the FOI Act, on the grounds that the deleted material is exempt under section 47F [Personal Privacy conditional exemption] of the FOI Act.
	24	08/07/2019	File Note: MELT Nominations	2	Partial Release	Deletions made in accordance with section 22 of the FOI Act, on the grounds that the deleted material is exempt under section 33 [documents affecting national security, defence or international relations] AND under section 47F [Personal Privacy conditional exemption] of the FOI Act.
	25	11/07/2019	Question Time Brief: Australia-Myanmar	4	Partial Release	Deletions made in accordance with section 22 of the FOI Act, on the grounds that the deleted material is exempt under section 47F [Personal Privacy conditional exemption] of the FOI Act.
	26	11/07/2019	Quick Advice: Defence engagement with Myanmar – New US Sanctions	2	Partial Release	Deletions made in accordance with section 22 of the FOI Act, on the grounds that the deleted material is exempt under section 33 [documents affecting national security, defence or international relations] AND under section 47F [Personal Privacy conditional exemption] of the FOI Act.
	27	11/07/2019	Question Time Brief: Australia-Myanmar	4	Partial Release	Deletions made in accordance with section 22 of the FOI Act, on the grounds that the deleted material is exempt under section 47F [Personal Privacy conditional exemption] of the FOI Act.

### Schedule of Documents – Defence FOI 310/20/21

	28	19/07/2019	Question Time Brief: Australia-Myanmar	4	Partial Release	Deletions made in accordance with section 22 of the FOI Act, on the grounds that the deleted material is exempt under section 47F [Personal Privacy conditional exemption] of the FOI Act.
	29	19/03/2019	Email: 19/20 Course Bids	1	Partial Release	Deletions made in accordance with section 22 of the FOI Act, on the grounds that the deleted material is exempt under section 47F [Personal Privacy conditional exemption] of the FOI Act.
	30		Spreadsheet: Bids	1	Released in full	
	31	30/07/2019	Email: Course Offers 19/20	2	Partial Release	Deletions made in accordance with section 22 of the FOI Act, on the grounds that the deleted material is exempt under section 47F [Personal Privacy conditional exemption] of the FOI Act.
	32		Spreadsheet: DITC Offers	2	Released in full	
	33	30/08/2019	Question Time Brief: Australia-Myanmar	4	Partial Release	Deletions made in accordance with section 22 of the FOI Act, on the grounds that the deleted material is exempt under section 47F [Personal Privacy conditional exemption] of the FOI Act.
	34	30/08/2019	Email: RAAF Flight: Yangon	11	Partial Release	Deletions made in accordance with section 22 of the FOI Act, on the grounds that the deleted material is exempt under section 47F [Personal Privacy conditional exemption] of the FOI Act.
	35	09/09/2019	Question Time Brief: Australia-Myanmar	4	Partial Release	Deletions made in accordance with section 22 of the FOI Act, on the grounds that the deleted material is exempt under section 47F [Personal Privacy conditional exemption] of the FOI Act.
	36	13/09/2019	Senate Estimates Brief: Australia-Myanmar	4	Partial Release	Deletions made in accordance with section 22 of the FOI Act, on the grounds that the deleted material is exempt under section 47F [Personal Privacy conditional exemption] of the FOI Act.
	37	30/10/2019	Email: Planning for Defence Cooperation Talks	3	Partial Release	Deletions made in accordance with section 22 of the FOI Act, on the grounds that the deleted material is exempt under section 47F [Personal Privacy conditional exemption] of the FOI Act.



### Schedule of Documents – Defence FOI 310/20/21

	38	20/02/2020	Senate Estimates Brief: Myanmar-Australia	5	Partial Release	Deletions made in accordance with section 22 of the FOI Act, on the grounds that the deleted material is exempt under section 47F [Personal Privacy conditional exemption] of the FOI Act.
	39	04/03/2020	Letter: JTP Courses offered	2	Partial Release	Deletions made in accordance with section 22 of the FOI Act, on the grounds that the deleted material is exempt under section 47F [Personal Privacy conditional exemption] of the FOI Act.
	40	30/04/2020	Question Time Brief: Australia-Myanmar	6	Partial Release	Deletions made in accordance with section 22 of the FOI Act, on the grounds that the deleted material is exempt under section 47F [Personal Privacy conditional exemption] of the FOI Act.
	41	01/05/2020	Email: COVID-19 Training	1	Partial Release	Deletions made in accordance with section 22 of the FOI Act, on the grounds that the deleted material is exempt under section 47F [Personal Privacy conditional exemption] of the FOI Act.
	42	04/05/2020	Email: Military Engagement	4	Partial Release	Deletions made in accordance with section 22 of the FOI Act, on the grounds that the deleted material is exempt under section 33 [documents affecting national security, defence or international relations] AND under section 47F [Personal Privacy conditional exemption] of the FOI Act.
	43	19/05/2020	Letter: Re IHL Training	4	Partial Release	Deletions made in accordance with section 22 of the FOI Act, on the grounds that the deleted material is exempt under section 47F [Personal Privacy conditional exemption] of the FOI Act.
	44	14/05/2020	Email: Myanmar - Course Postponements Joint Training Program - Jul - Dec 20 and DITC Student	1	Partial Release	Deletions made in accordance with section 22 of the FOI Act, on the grounds that the deleted material is exempt under section 47F [Personal Privacy conditional exemption] of the FOI Act.
	45	22/05/2020	Email: Course Postponements	2	Partial Release	Deletions made in accordance with section 22 of the FOI Act, on the grounds that the deleted material is exempt under section 47F [Personal Privacy conditional exemption] of the FOI Act.

### Schedule of Documents – Defence FOI 310/20/21

	46	27/05/2020	Letter – JTP	1	Partial Release	Deletions made in accordance with section 22 of the FOI Act, on the grounds that the deleted material is exempt under section 47F [Personal Privacy conditional exemption] of the FOI Act.
	47	28/05/2020	Question Time Brief: Australia-Myanmar	5	Partial Release	Deletions made in accordance with section 22 of the FOI Act, on the grounds that the deleted material is exempt under section 47F [Personal Privacy conditional exemption] of the FOI Act.
	48	29/06/2020	Question Time Brief: Australia-Myanmar	5	Partial Release	Deletions made in accordance with section 22 of the FOI Act, on the grounds that the deleted material is exempt under section 47F [Personal Privacy conditional exemption] of the FOI Act.
	49	07/07/2020	Question Time Brief: Australia-Myanmar	5	Partial Release	Deletions made in accordance with section 22 of the FOI Act, on the grounds that the deleted material is exempt under section 47F [Personal Privacy conditional exemption] of the FOI Act.
	50	13/07/2020	Question Time Brief: Australia-Myanmar	5	Partial Release	Deletions made in accordance with section 22 of the FOI Act, on the grounds that the deleted material is exempt under section 47F [Personal Privacy conditional exemption] of the FOI Act.
	51	September 2020	Question Time Brief: Australia-Myanmar	4	Partial Release	Deletions made in accordance with section 22 of the FOI Act, on the grounds that the deleted material is exempt under section 47F [Personal Privacy conditional exemption] of the FOI Act.
	52	20/08/2020	Senate Estimates Brief: Myanmar- Australia	5	Partial Release	Deletions made in accordance with section 22 of the FOI Act, on the grounds that the deleted material is exempt under section 47F [Personal Privacy conditional exemption] of the FOI Act.
	53	September 2020	Question Time Brief: Australia-Myanmar	4	Partial Release	Deletions made in accordance with section 22 of the FOI Act, on the grounds that the deleted material is exempt under section 47F [Personal Privacy conditional exemption] of the FOI Act.

### Schedule of Documents – Defence FOI 310/20/21

	54	06/10/2020	Email: Project Activity Statement – DCP Myanmar	1	Partial Release	Deletions made in accordance with section 22 of the FOI Act, on the grounds that the deleted material is exempt under section 47F [Personal Privacy conditional exemption] of the FOI Act.
	55	07/10/2020	Project Activity Statement – DCP Myanmar	2	Released in full	
	56	02/12/2020	Email: DITC Course Offers	1	Partial Release	Deletions made in accordance with section 22 of the FOI Act, on the grounds that the deleted material is exempt under section 47F [Personal Privacy conditional exemption] of the FOI Act.
	57	02/12/2020	SpreadSheet: DITC Course Offers	1	Partial Release	Deletions made in accordance with section 22 of the FOI Act, on the grounds that the deleted material is exempt under section 33 [documents affecting national security, defence or international relations] of the FOI Act.
	58	04/12/2020	Email: Weekly Update Myanmar	2	Partial Release	Deletions made in accordance with section 22 of the FOI Act, on the grounds that the deleted material is exempt under section 47F [Personal Privacy conditional exemption] of the FOI Act.
	59	08/12/2020	CheatSheet Myanmar	1	Partial Release	Deletions made in accordance with section 22 of the FOI Act, on the grounds that the deleted material is not relevant to the request.
	60	08/12/2020	HOM CheatSheet Myanmar	1	Partial Release	Deletions made in accordance with section 22 of the FOI Act, on the grounds that the deleted material is exempt under section 33 [documents affecting national security, defence or international relations] of the FOI Act.
	61	17/12/2020	Email: Questions from Australian Council for International Development	3	Partial Release	Deletions made in accordance with section 22 of the FOI Act, on the grounds that the deleted material is exempt under section 47F [Personal Privacy conditional exemption] of the FOI Act.

UNCLASSIFIED

QB18-000772

## AUSTRALIA – MYANMAR

### ISSUE

Australia's defence engagement with Myanmar is small-scale and limited to non-combat areas, such as humanitarian assistance and disaster relief, English-language training, military law, and peacekeeping.

s22



### KEY FACTS AND FIGURES

- December 2012 – Defence engagement with Myanmar commenced.
- FY 2013/14 – Defence Cooperation Program established.
- January 2014 – first Defence Attaché appointed.
- 21-22 March 2017 – Inaugural Defence Cooperation Talks conducted in Nay Pyi Taw.
- 2017 – Chiefs of Service engagement commenced.
- Defence cooperation budget in FY 2018/19 is \$ 257,000.

s22


UNCLASSIFIED

- s22 [REDACTED]
- [REDACTED]
- [REDACTED]
- [REDACTED]

### **Military cooperation**

- Australia's modest defence engagement exposes the Tatmadaw to training that highlights the appropriate use of the military and the importance of adhering to international humanitarian law.
  - The UN Fact-Finding Mission recommended that Myanmar's security personnel should be trained in international humanitarian law.
  - Australia seeks to promote positive change through engagement with the Myanmar military.
- Suspending defence engagement would reduce the pathways through which to influence positive change in the Myanmar military. Defence engagement also allows us to maintain open lines of communication to raise our concerns on Rakhine State directly with the Myanmar military.
- Australia does not sell weapons to Myanmar.

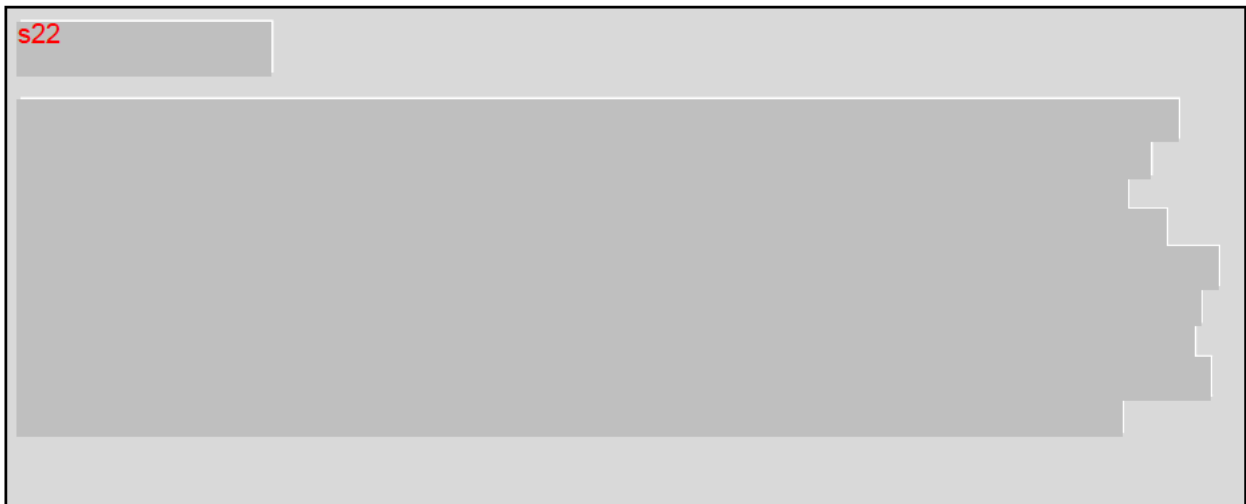
Australia does not provide operational support to the Tatmadaw nor conduct bilateral military exercises with Myanmar.

- Defence engagement activities are considered on a case-by-case basis and are under constant review.

**Myanmar Defence Cooperation - Vetting process**

- The Department of Defence in Canberra does not conduct vetting.
- Defence staff at Post in Yangon look to ensure to the extent possible that participants in our programs have not committed the sorts of human rights violations seen in Rakhine State.
- All foreign military personnel seeking entry to Australia for training, including those from Myanmar, are required to apply for an appropriate visa.
  - All visa applicants must meet visa criteria, including character and national security requirements. This may include, where necessary, considering past military service.
- Similar requirements are applied to training conducted in-country by Defence.
- Defence engagement supports training for Myanmar military officers in military law, and the importance of adhering to international and humanitarian law.
- Defence believes there is value in continuing to seek positive change in the Myanmar military through the Defence Cooperation Program.

s22




## BACKGROUND

s22

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

- s22 [REDACTED]

[REDACTED]

- [REDACTED]

- [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



s22

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

**QUESTIONS ON NOTICE****SSCFADT Questions on Notice Additional Estimates Hearing 29-30 May 2018****Question reference number 120 (Senator Whish-Wilson)**

- What is the current extent of the Australian Government's defence cooperation and engagement with Myanmar?
- How many joint exercises or trainings have taken place?
- Where did they occur?
- What personnel were involved?
- Given allegations of crimes against humanity, ethnic cleansing and other serious human rights abuses against the Rohingya perpetrated by the Myanmar security forces, as well as recent reports that abuses by the same

units continue in Kachin and Shan states, will the Australian government follow the response of the UK Government and the European Union and suspend future defence engagement and cooperation with Burma?

**Answer:**

- Australia's defence engagement with Myanmar is small-scale and limited to non-combat areas, such as humanitarian assistance and disaster relief, English-language training, aviation safety training, international law and peacekeeping training. Defence does not conduct joint military exercises with Myanmar. In FY 2017-18, the following training was delivered to Tatmadaw officers under the Defence Cooperation Program in Australia:
  - Command & Staff Operations Law
  - Gender & Protection Workshop
  - Health Aspects of Disaster Course
  - Humanitarian Operations Seminar
  - International Aviation Safety Officer Course
  - Rules of Engagement Workshop
  - Governance & Financial Management Course
  - Law of Peace Operations Course
  - Maritime Operations Law
  - Peace Operations Seminar
  - UN Peace Operations Course
  - Methodology of English Language Teaching
  - Special Australian English Language Course
  - Advanced Australian English Language Course
  - Masters of Peace and Conflict Studies
  - Defence also runs an Australian English Language Course twice per year in Myanmar to selected Tatmadaw Officers, which facilitates entry to the above courses.
- Each country needs to make its own decision on engagement with the Tatmadaw. Australia's defence engagement remains under constant review and in consultation with our international partners.

- The Australian Government seeks to promote positive change through considered engagement with Myanmar, which has enabled senior Australian officials to raise human rights concerns directly with the Myanmar military.

**Question reference number 121 (Senator Whish-Wilson)**

- Has the Australian Defence Minister raised concerns about ethnic cleansing and crimes against humanity against the Rohingya by the Myanmar security forces directly with the leader of Myanmar's Armed Forces Min Aung Hlaing?
- If so, how were these concerns raised and how many times?
- What was the response?
- Has the Chief of the Australian Defence Force raised concerns with Myanmar's Armed Forces about ethnic cleansing and crimes against humanity committed by security forces against the Rohingya?
- At what level were these concerns raised?
- How were these concerns raised and how many times?
- What was the response?

**Answer:**

- The Australian Defence Minister and Myanmar's Commander in Chief of the Defence Forces have not met, however the Prime Minister and the Foreign Minister have registered Australia's concerns directly with Aung San Suu Kyi, most recently at the ASEAN-Australia Special Summit and during Aung San Suu Kyi's bilateral visit on 19 March 2018. Additionally, the Australian Ambassador to Myanmar raised concerns on Rakhine State directly with Senior General Min Aung Hlaing on 5 April 2018.
- The Chief of Defence Force has not had the opportunity to discuss concerns regarding human rights with members of the Myanmar Military. However, the Chief of Defence Force designate, Lieutenant General Angus Campbell, as Chief of Army raised concerns with his counterpart, Commander in Chief of the Myanmar Army Vice Senior General Soe Win, on 19 September 2017 at the Pacific Armies Chiefs Conference (PACC) in Seoul, Republic of Korea.

**RELEVANT SENATE ESTIMATES COMMENTS**

- During the Senate Estimates session of 24 October 2018, Senator Penny Wong asked whether Defence vetted Myanmar military personnel taking part in training provided through the Defence Cooperation Program. Defence officials confirmed the Department did not conduct vetting.
- Senator Richard Di Natale later questioned how Defence could rule out the involvement in crimes against humanity of Myanmar military personnel

participating in Defence-provided training if it did not conduct vetting. Defence officials focused on the importance of engaging with countries with troubled human rights records to positively influence their behavior.

s22



**Contact:** s47F, DSEAM,  
s4 / F

**Min ID:** QB18-000772  
**Division:** International Policy  
Division

**Cleared by:** Hugh Jeffrey, First Assistant Secretary  
International Policy  
s47F

**Created:** 9 Apr 2018  
**Updated:** 09 Jan 2018

**Consulted:** DFAT Myanmar Section

UNCLASSIFIED

QB19-000056

## AUSTRALIA-MYANMAR

### ISSUE

Australia's defence engagement with Myanmar is small-scale and limited to non-combat areas, such as humanitarian assistance and disaster relief, English-language training, military law, and peacekeeping.

s22



### KEY FACTS AND FIGURES

- December 2012 – Defence engagement with Myanmar commenced.
- FY 2013/14 – Defence Cooperation Program established.
- January 2014 – first Defence Attaché appointed.
- 21-22 March 2017 – Inaugural Defence Cooperation Talks conducted in Nay Pyi Taw.
- 2017 – Chiefs of Service engagement commenced.
- Defence cooperation budget in FY 2018/19 is \$257,000.

s22


UNCLASSIFIED

- s22 [REDACTED]
- [REDACTED]
- [REDACTED]
- [REDACTED]
- [REDACTED]

### **Military cooperation**

- Australia's modest defence engagement exposes the Tatmadaw to training that highlights the appropriate use of the military and the importance of adhering to international humanitarian law.
  - The UN Fact-Finding Mission recommended that Myanmar's security personnel should be trained in international humanitarian law.
  - Australia seeks to promote positive change through engagement with the Myanmar military.
- Suspending defence engagement would reduce the pathways through which to influence positive change in the Myanmar military. Defence engagement also allows us to maintain open lines of communication to raise our concerns on Rakhine State directly with the Myanmar military.
- Australia does not sell weapons to Myanmar.
- Australia does not provide operational support to the Tatmadaw nor conduct bilateral military exercises with Myanmar.

- Defence engagement activities are considered on a case-by-case basis and are under constant review.

### **Myanmar Defence Cooperation - Vetting process**

- The Department of Defence in Canberra does not conduct vetting.
- Defence staff at Post in Yangon look to ensure to the extent possible that participants in our programs have not committed the sorts of human rights violations seen in Rakhine State.
- All foreign military personnel seeking entry to Australia for training, including those from Myanmar, are required to apply for an appropriate visa.
  - All visa applicants must meet visa criteria, including character and national security requirements. This may include, where necessary, considering past military service.
- Similar requirements are applied to training conducted in-country by Defence.
- Defence engagement supports training for Myanmar military officers in military law, and the importance of adhering to international and humanitarian law.
- Defence believes there is value in continuing to seek positive change in the Myanmar military through the Defence Cooperation Program.

QB19-000056

s22 [Redacted]

[Redacted]	[Redacted]
[Redacted]	[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]



QB19-000056

s22



**RELEVANT MEDIA**

N/A

**QUESTIONS ON NOTICE****SSCFADT Questions on Notice Additional Estimates Hearing 29-30 May 2018**

- In QON 120 – Myanmar – Defence Cooperation Senator Whish-Wilson asked:
  1. What is the current extent of the Australian Government's defence cooperation and engagement with Myanmar?
    - a. How many joint exercises or trainings have taken place?
    - b. Where did they occur?
    - c. What personnel were involved?
  2. Given allegations of crimes against humanity, ethnic cleansing and other serious human rights abuses against the Rohingya perpetrated by the Myanmar security forces, as well as recent reports that abuses by the same units continue in Kachin and Shan states, will the Australian government follow the response of the UK Government and the European Union and suspend future defence engagement and cooperation with Burma?
- Response lodged **13 July 2018**.

**Other Questions on Notice**

- In QON 121 – Myanmar – Security Forces Senator Whish-Wilson asked:
  1. Has the Australian Defence Minister raised concerns about ethnic cleansing and crimes against humanity against the Rohingya by the Myanmar security forces directly with the leader of Myanmar's Armed Forces Min Aung Hlaing?
    - a. If so, how were these concerns raised and how many times?
    - b. What was the response?
  2. Has the Chief of the Australian Defence Force raised concerns with Myanmar's Armed Forces about ethnic cleansing and crimes against humanity committed by security forces against the Rohingya?
    - a. At what level were these concerns raised?
    - b. How were these concerns raised and how many times?
    - c. What was the response?
- Response lodged **13 July 2018**.

**RELEVANT SENATE ESTIMATES COMMENTS**

- During the Senate Estimates session of 24 October 2018, Senator Penny Wong asked whether Defence vetted Myanmar military personnel taking part in training provided through the Defence Cooperation Program. Defence officials confirmed the Department did not conduct vetting.
- Senator Richard Di Natale later questioned how Defence could rule out the involvement in crimes against humanity of Myanmar military personnel participating in Defence-provided training if it did not conduct vetting. Defence officials focused on the importance of engaging with countries with troubled human rights records to positively influence their behavior.

s22

s22



**Contact:** s47F [redacted], DSEAM,  
s47F [redacted]

**Min ID:** QB18-000772  
**Division:** International  
Policy Division

**Cleared by:** Hugh Jeffrey, First Assistant  
Secretary International Policy  
s47F [redacted]

**Created:** 9 Apr 2018  
**Updated:** 11 Jan 2018

**Consulted:** DFAT Myanmar Section

## Hi s47F,

Had the meeting today with MAJEN Ko Lay and s47F

BLUF: They want the Defence Cooperation Talks scheduled asap. s22

I apologised for the postponement of the Defence Cooperation Talks, s22

He did however finish up the meeting with a request that we schedule the talks ASAP.

We discussed the long term plan for the in country training, with a bit of time talking about what has occurred in other countries (e.g Cambodia). s22

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

[illegible][illegible]

\_\_\_\_\_

Government	Percentage
Current government	85%
Previous government	15%

\_\_\_\_\_

\_\_\_\_\_

s22

### In Country English Language Training (Short Term)

The next in-country course was discussed (noting it would now have to be in Yangon regardless, due to timing etc). I told them once I had confirmation of funding from Australia, I would write to advise them of the course.

s22

### ASEAN-Australia Scholarship

They were content with the points below, however want it in writing. I explained we are confirming the funding arrangements now / tender is on the streets etc. They asked for more positions. I told them this was allocated one per country from ASEAN, however if they want more scholarships, they should include that in their priorities to discuss at the Defence Cooperation Talks and they would probably be better looking at the DCSP.

s22

s22

Regards

Paul Bruce  
COL (AUS)  
DA Myanmar

s47F

Australian Embassy  
623, Pyay Road, Yangon, Myanmar  
[www.myanmar.embassy.gov.au](http://www.myanmar.embassy.gov.au)  
☐ [AusEmbMyr](#)

---

**From:** Bruce, Paul

**Sent:** Friday, 8 June 2018 9:03 AM

**To:** s47F

**Cc:** s47F

**Subject:** RE: Meeting with MAJGEN Ko Lay [DLM - For Official Use Only]

~~For Official Use Only~~

Hi s47F

Great point. Will definitely include.

I received a call last night from s47F staff asking whether we could try and see if I could

pressure Defence into getting the ROE nominations panelled. I referred to my letter which emphasised we have been trying everything for the past week etc etc. s22


He was content we had done everything, and I stressed it is first in / first panelled.

s22

Regards

Paul Bruce  
COL (AUS)  
DA Myanmar

s47F

Australian Embassy  
623, Pyay Road, Yangon, Myanmar  
[www.myanmar.embassy.gov.au](http://www.myanmar.embassy.gov.au)  
 AusEmbMyr

---

**From:** s47F

**Sent:** Friday, 8 June 2018 5:12 AM

**To:** Bruce, Paul s47F

**Cc:** s47F

**Subject:** RE: Meeting with MAJGEN Ko Lay [BDM - For Official Use Only]

~~For Official Use Only~~

Hi Paul

Thanks for sharing these. The points look fine.

You may wish to mention that the budget for next financial year is still being determined in Canberra (for all SEA countries) and that this has led to some delays with programming.

The ASEAN scholarship has also just gone out to tender.

s47

**IMPORTANT:** This email remains the property of the Department of Defence and is subject to the jurisdiction of section 70 of the Crimes Act 1914. If you have received this email in error, you are



requested to contact the sender and delete the email.

---

**From:** Bruce, Paul s47F  
**Sent:** Tuesday, 5 June 2018 7:16 PM  
**To:** s47F  
**Cc:** s47F  
**Subject:** RE: Meeting with MAJGEN Ko Lay [DLM - For Official Use Only]

~~For Official Use Only~~

Hi s47F

As promised last week, I intend to cover the following topics with MAJGEN Ko Lay on Friday (main ones in bold):

- Apologies for delay for the Defence Cooperation Talks.
  - s22
- Appreciation for support to the current in-country English Language Training Course finishing on 18 Jun and staff attendance at the end of course function.
- s22
- **Next in-Country training will have to be in Yangon**
  - Waiting for IP Div to approve funding.
- **Plan for the ASEAN-Australia Scholarship** (as per email from 31 May 18):
  - s47F was clearly the best option.
  - I am waiting for Defence to get back.
  - I expect Australia to recommend s47F do 10 weeks training in country from August to October.
- s22
- Proposal to have s47F staff learn how to do visa's on line (so they can show course nominations).
- Need for another ADFELPS in early July.
- s47F undertaking training in Australia to prepare to improve ADFLEPS testing (speaking).
  - Replacement for 3 and a half months.
- *If asked:* Next Defence Cooperation Talks (response as per email chain below).

s22

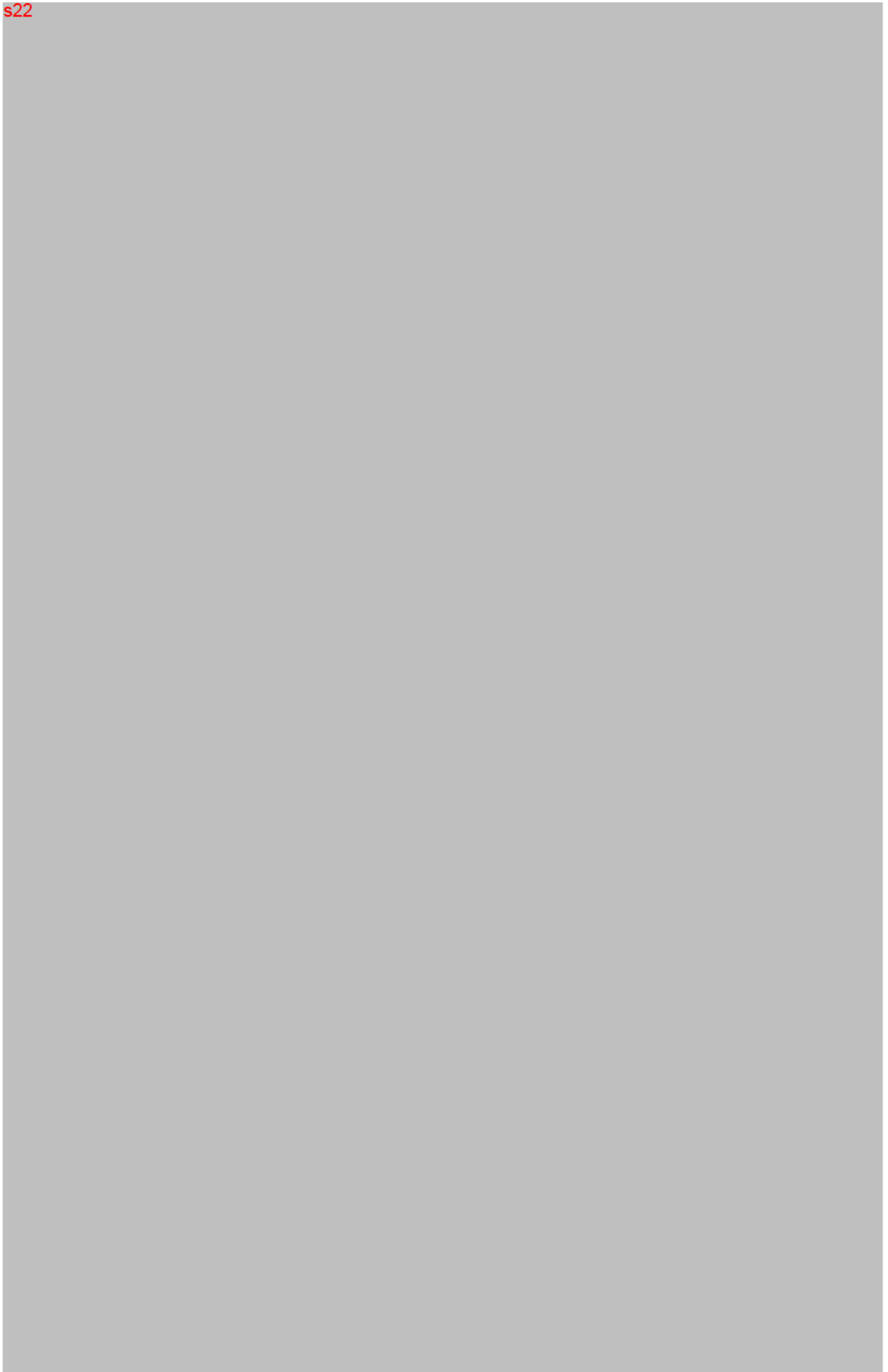
s22

Responsibility	Percentage
Current government	85%
Previous government	10%
Neither	5%

Paul Bruce  
COL (AUS)  
DA Myanmar

s47F

☐ AusEmbMyr



**From:** Bruce, Paul s47F  
**Sent:** Friday, 1 June 2018 1:15 PM  
**To:** s47F  
**Cc:** s47F  
**Subject:** Meeting with MAJGEN Ko Lay [DLM=For-Official-Use-Only]

**For-Official-Use-Only**

Hi s47F ,

I will send you an email next week with the key points I will pass onto the General. Mostly about the long-term ELT proposal, need to have them do their own visa applications, ASEAN Scholarship intent. These should not be a surprise to you or contentious.

The General however will definitely ask about the Defence Cooperation Talks / how Australian planning is going s22

[Redacted text block]

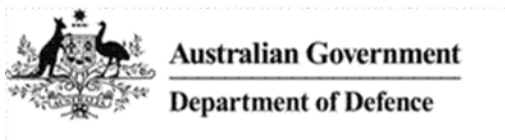
[Redacted text block]

Regards

Paul Bruce  
COL (AUS)  
DA Myanmar

s47F

Australian Embassy  
623, Pyay Road, Yangon, Myanmar  
[www.myanmar.embassy.gov.au](http://www.myanmar.embassy.gov.au)  
☐ AusEmbMyr



Australian Defence Section Myanmar

**Defence Cooperation Biographical Details Form**

(To be completed by all Tatmadaw when undertaking ADFELPs Testing)

Rank: \_\_\_\_\_ Name: \_\_\_\_\_

Sex (Circle):    Male / Female

Date of Birth: \_\_\_\_\_

Military Identification No. (MC/MN/MAF): \_\_\_\_\_

What type of training are you aiming for from the Myanmar-Australia Defence Cooperation Program?

---

---

---

Please detail your primary area of expertise.

---

Briefly detail your highest level of education.

---

---

**Work experience:** – Please indicate your posting/position history, from current position to previous (in descending order) for at least from the last **10 years**.

Year	Unit	Formation	Regional Command	Location	Position / Remarks
2010 – 2013	592 LIB	OCC 20	Coastal Region	Meik, Thanintharyi	

**Courses & Qualifications:** – Please indicate all local, overseas and civilian courses completed, including English Language Training.

Year	Course	Qualification (if applicable)	Country

Signature: \_\_\_\_\_

Name: \_\_\_\_\_

Rank/Position: \_\_\_\_\_

Date: \_\_\_\_\_

**From:** [Winter, Phil BRIG](#)  
**To:** ["Bruce, Paul"](#)  
**Cc:** s47F  
**Subject:** RE: Hellfire Pass 75th ~~[SEC=UNOFFICIAL]~~ [SEC=UNCLASSIFIED]  
**Date:** Monday, 24 September 2018 11:30:50 AM  
**Attachments:** [image001.gif](#)

---

UNCLASSIFIED

A very helpful update Paul, will keep all the Aus. CoA staff across these plans, thanks, Phil

**Phil Winter**  
Brigadier  
Director General  
Invictus Games / Centenary of ANZAC Planning Team

s47F

IMPORTANT: This email remains the property of the Department of Defence and is subject to the jurisdiction of section 70 of the Crimes Act 1914. If you have received this email in error, you are requested to contact the sender and delete the email.

---

**From:** Bruce, Paul s47F  
**Sent:** Friday, 21 September 2018 9:03 PM  
**To:** Winter, Phil BRIG s47F  
[REDACTED]  
[REDACTED]  
[REDACTED]  
**Subject:** RE: Hellfire Pass 75th ~~[SEC=UNOFFICIAL]~~ [SEC=UNCLASSIFIED]

UNCLASSIFIED

Hi Sir,

As requested, I can offer the following update:

- The Myanmar government have officially been requested to take part, however we have not had a response. Minor support from the Tatmadaw has been requested (a Bugler and piper only).
- s22 [REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]
- Advertising through the Embassy (and other local Embassies) has commenced, targeting expats in Myanmar. We have no numbers yet on how many locals / expats will attend.

- The event is unlikely to attract attention outside of Myanmar.
- No update on tour groups (previously advised 1 group of 10 from Australia).


FYI, we also have requested that a subsequent activity occur immediately after the service. We intend to take some of the attendees from several counties up to Three Pagoda Pass on the border (where the railway crossed into Thailand). s22

I hope that is sufficient for what you need. Please let me know if you need more detail.

Regards

Paul Bruce  
COL (AUS)  
DA Myanmar

s47F

Australian Embassy  
623, Pyay Road, Yangon, Myanmar  
[www.myanmar.embassy.gov.au](http://www.myanmar.embassy.gov.au)  
 [AusEmbMyr](#)

---

**From:** Bruce, Paul

**Sent:** Friday, 31 August 2018 11:45 AM

**To:** 'Winter, Phil BRIG' s47F

**Subject:** RE: Hellfire Pass 75th ~~[SEC=UNOFFICIAL]~~ [SEC=UNCLASSIFIED]

**UNCLASSIFIED**

Sir,


Thank you for the response and apologies for not responding to your email from earlier in the week. I expect to provide you with an update around 20 Sep.

Regards

Paul Bruce  
COL (AUS)  
DA Myanmar

s47F



Australian Embassy  
623, Pyay Road, Yangon, Myanmar  
[www.myanmar.embassy.gov.au](http://www.myanmar.embassy.gov.au)  
 AusEmbMyr

---

**From:** Winter, Phil BRIG s47F

**Sent:** Friday, 31 August 2018 11:24 AM

**To:** Bruce, Paul s47F

**Subject:** RE: Hellfire Pass 75th ~~[SEC=UNOFFICIAL]~~ [SEC=UNCLASSIFIED]

UNCLASSIFIED

Paul, Great to receive this update, will keep ADF seniors on the commemorative side (esp. VCDF team) aware and pls keep us updated, Phil

**Phil Winter**  
Brigadier  
Director General  
Invictus Games / Centenary of ANZAC Planning Team

s47F

IMPORTANT: This email remains the property of the Department of Defence and is subject to the jurisdiction of section 70 of the Crimes Act 1914. If you have received this email in error, you are requested to contact the sender and delete the email.

---

**From:** Bruce, Paul s47F

**Sent:** Tuesday, 28 August 2018 1:18 PM

**To:** Winter, Phil BRIG s47F

**Subject:** RE: Hellfire Pass 75th ~~[SEC=UNOFFICIAL]~~ [SEC=UNCLASSIFIED]

UNCLASSIFIED

Hi Sir,

Thought I would just let you know the plans for the 75<sup>th</sup> Anniversary are progressing for Myanmar. There will be a small service held at the Thanbyuzayat War Cemetery on 17 Oct 18.


We have Myanmar Mon State Government representation organised, with the 9 Embassies who

lost soldiers / POWs represented (UK, US, AS, Netherlands, NZ, Canada, India, Pakistan, Bangladesh). It will be mostly attended by expats living in Myanmar, however I am aware of one tour group who is bring a small group (about 10) from Australia. We are not seeking any external support from Australia to conduct the service and I do not think it will attract media attention outside of Myanmar.

Please let me know if you need anything else.

Regards

Paul Bruce  
COL (AUS)  
DA Myanmar  
s47F

Australian Embassy  
623, Pyay Road, Yangon, Myanmar  
[www.myanmar.embassy.gov.au](http://www.myanmar.embassy.gov.au)  
 [AusEmbMyr](#)

---

**From:** s47F

**Sent:** Tuesday, 26 June 2018 8:12 AM

**To:** s47F

**Subject:** RE: Hellfire Pass 75th ~~[SEC=UNOFFICIAL]~~ [SEC=UNCLASSIFIED]

**UNCLASSIFIED**

Sir,

s22

We have been working with DVA on our appropriate marking of the 75<sup>th</sup> Anniversary of the completion of the Thai-Burma Railway. s22

we are still looking to ensure the event is commemorated appropriately here.

Our current approach has our focus on the long ride home by Laurie 'Truck' Sams SC ( [www.thelongridehome.com.au](http://www.thelongridehome.com.au) ) completing his Singapore to Hellfire Pass leg on 16 October. We will mark this with an Australian commemorative service at Hellfire Pass – at this stage we anticipate we will have the Australian Ambassador as our senior Australian representative.

Truck's plan is to then continue on to the Three Pagoda Pass, aiming to move to Thanbyuzayat War Cemetery in Myanmar where the Australian DA will be planning another service (DA Myanmar, Colonel Paul Bruce, also in email trail).

s22

[Redacted]

[Redacted]

[Redacted]

[Redacted]

Thanks,

Chris

**Captain Chris Smith, RAN**

Defence Attaché

Australian Embassy Bangkok

s47F

[Redacted]

[Redacted]

---

**From:** Winter, Phil BRIG

**Sent:** Saturday, 23 June 2018 12:45 PM

**To:** s47F [REDACTED]

**Subject:** Hellfire Pass 75th ~~[SEC UNOFFICIAL]~~

~~UNOFFICIAL~~

Gents,

Hopefully you saw a recent email from me regarding inquiries re the 75<sup>th</sup> ceremonies for Hellfire Pass, and what plans are underway 'on the ground' or if you need any support from this office?

Grateful for any updates, and am keen to cfm if we have ADF visitors or RSL staff attending?

Regards, Phil

**Phil Winter**

Brigadier

Director General

Invictus Games / Centenary of ANZAC Planning Team

s47F [REDACTED]

UNCLASSIFIED

QB18-000772

## AUSTRALIA – MYANMAR

s22

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

UNCLASSIFIED

## Will Australia end military cooperation with Myanmar?

- Australia maintains autonomous sanctions in relation to Myanmar, in the form of an arms embargo.
  - Australia does not sell weapons to Myanmar.
- We do not provide operational support to the Tatmadaw nor do we conduct bilateral military exercises with Myanmar.
- Australia's defence engagement with Myanmar is small-scale [budget of \$257,000 for Financial Year (FY) 2018-19; \$398,000 for FY 2017-18] and limited to non-combat areas, such as humanitarian assistance and disaster relief, English-language training and peacekeeping.
- This engagement exposes the Tatmadaw to training that highlights the appropriate use of the military and the importance of adhering to international humanitarian law.
  - We note the Fact-Finding Mission's recommendation that Myanmar's security personnel should be trained in international human rights law and international humanitarian law.
- Our engagement also allows us to maintain open lines of communication to raise our concerns on Rakhine State directly with the Myanmar military.
  - Defence engagement has enabled senior Australian military officials, including the now Chief of Defence Force [*LTGEN Angus Campbell, 19 September 2017*], and the Australian Ambassador to Myanmar [*5 April 2018*] to raise concerns on Rakhine State directly with the Myanmar military, including the Commander-in-Chief of the Armed Forces [*Senior General Min Aung Hlaing*].
- We seek to promote positive change through our engagement with the military.
- That being said, activities are considered on a case-by-case basis and are under constant review.

s22

- [REDACTED]
- [REDACTED]
- [REDACTED]
- [REDACTED]
- [REDACTED]
- [REDACTED]
- [REDACTED]

## KEY FACTS AND FIGURES

- December 2012 – Defence engagement with Myanmar commenced.
- FY 2013/14 – Defence Cooperation Program established.
- January 2014 – first Defence Attaché appointed.
- 21-22 March 2017 – Inaugural Defence Cooperation Talks conducted in Nay Pyi Taw.
- 2017 – Chiefs of Service engagement commenced.
- 19 March 2018 – the Prime Minister and Foreign Minister met with Aung San Suu Kyi.
- Defence cooperation budget in FY 2018/19 will be \$257,000.

s22





s22



s22



s22



## QUESTIONS ON NOTICE

### Other Questions on Notice

- Nil.

### SSCFADT Questions on Notice Additional Estimates Hearing 29-30 May2018

#### Question reference number 120 (Senator Whish-Wilson)

- What is the current extent of the Australian Government's defence cooperation and engagement with Myanmar?
- How many joint exercises or trainings have taken place?
- Where did they occur?
- What personnel were involved?
- Given allegations of crimes against humanity, ethnic cleansing and other serious human rights abuses against the Rohingya perpetrated by the Myanmar security forces, as well as recent reports that abuses by the same units continue in Kachin and Shan states, will the Australian government follow the response of the UK Government and the European Union and suspend future defence engagement and cooperation with Burma?

#### Answer:

1. Australia's defence engagement with Myanmar is small-scale and limited to non-combat areas, such as humanitarian assistance and disaster relief, English-language training, aviation safety training, international law and peacekeeping training. Defence does not conduct joint military exercises with Myanmar. In FY 2017-18, the following training was delivered to Tatmadaw officers under the Defence Cooperation Program in Australia:

- Command & Staff Operations Law
- Gender & Protection Workshop
- Health Aspects of Disaster Course
- Humanitarian Operations Seminar
- International Aviation Safety Officer Course
- Rules of Engagement Workshop
- Governance & Financial Management Course
- Law of Peace Operations Course
- Maritime Operations Law

- Peace Operations Seminar
- UN Peace Operations Course
- Methodology of English Language Teaching
- Special Australian English Language Course
- Advanced Australian English Language Course
- Masters of Peace and Conflict Studies

Defence also runs an Australian English Language Course twice per year in Myanmar to selected Tatmadaw Officers, which facilitates entry to the above courses.

2. Each country needs to make its own decision on engagement with the Tatmadaw. Australia's defence engagement remains under constant review and in consultation with our international partners. The Australian Government seeks to promote positive change through considered engagement with Myanmar, which has enabled senior Australian officials to raise human rights concerns directly with the Myanmar military.

**Question reference number 121 (Senator Whish-Wilson)**

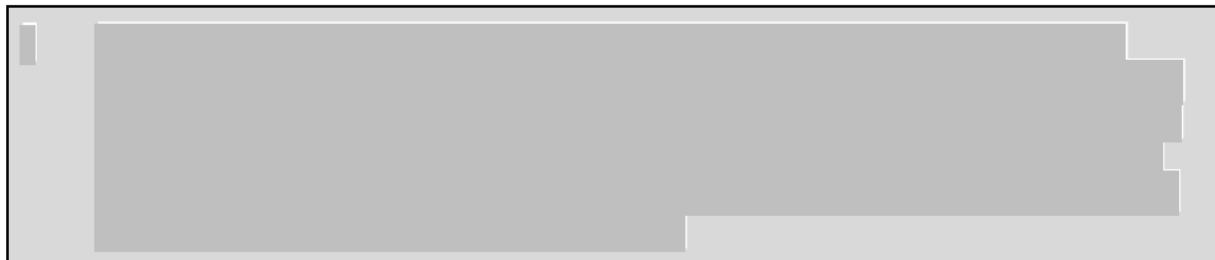
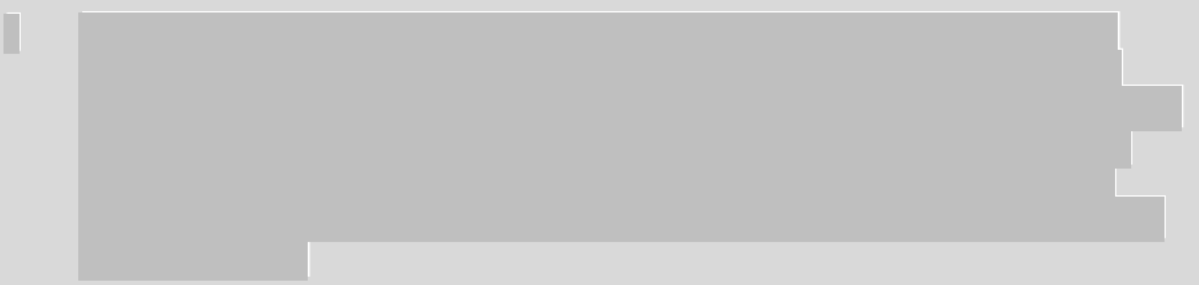
- Has the Australian Defence Minister raised concerns about ethnic cleansing and crimes against humanity against the Rohingya by the Myanmar security forces directly with the leader of Myanmar's Armed Forces Min Aung Hlaing?
- If so, how were these concerns raised and how many times? What was the response?
- Has the Chief of the Australian Defence Force raised concerns with Myanmar's Armed Forces about ethnic cleansing and crimes against humanity committed by security forces against the Rohingya?
- At what level were these concerns raised?
- How were these concerns raised and how many times?
- What was the response?

**Answer:**

1. The Australian Defence Minister and Myanmar's Commander in Chief of the Defence Forces have not met, however the Prime Minister and the Foreign Minister have registered Australia's concerns directly with Aung San Suu Kyi, most recently at the ASEAN-Australia Special Summit and during Aung San Suu Kyi's bilateral visit on 19 March 2018. Additionally, the Australian Ambassador to Myanmar raised concerns on Rakhine State directly with Senior General Min Aung Hlaing on 5 April 2018.

2. The Chief of Defence Force has not had the opportunity to discuss concerns regarding human rights with members of the Myanmar Military. However, the Chief of Defence Force designate, Lieutenant General Angus Campbell, as Chief of Army raised concerns with his counterpart, Commander in Chief of the Myanmar Army Vice Senior General Soe Win, on 19 September 2017 at the Pacific Armies Chiefs Conference (PACC) in Seoul, Republic of Korea.

s22



**Contact:** s47F, DNASEAN,  
s47F

**Min ID:** QB18-000219  
**Division:** International  
Policy Division

**Cleared by:** Zoe Cameron, AS South & South  
East Asia Branch, IP Division,  
s47F

**Created:** 9 April 2018  
**Updated:** 27 September  
2018

**Consulted:** DFAT Myanmar Section, Defence  
Export Controls <sup>s47F</sup> 

~~FOR OFFICIAL USE ONLY~~

## Defence Cooperation Program Cheatsheet - Myanmar

Correct as at 03 Oct 2018

### *Numbers of Staff in Country:*

- 1 x representational (Defence Attaché - position commenced in 2014)
- 2 x LES (Defence Office Manager and Defence Support Officer)
- Defence Cooperation Education Officer (DCEO) based in Thailand is accredited to Cambodia and Myanmar

### *Defence Cooperation Program (DCP) allocation:*

- **FY15/16** – \$227,000 (Total expenditure \$130,575 – 42%)  
*Training & Education positions offered: 20 – 13 taken up*
- **FY16/17** – \$272,000 (Total expenditure \$302,225 - 111%)  
*Training & Education positions offered: 38 - 23 taken up*
- **FY17/18** – \$398,000 (Total expenditure \$251,113 - 63%)  
*Training & Education positions offered: 35 – 31 taken up)*
- **FY17/18** – \$257,000 (Year-to-date \$13,546 - 5%)  
*Training & Education positions offered: 38 – 1 taken up to date*

### *Key Lines of Effort for FY 17/18:*

Category	Key Activities
Strategic dialogue	<ul style="list-style-type: none"> <li>• <b>Defence Cooperation Talks (DCT)</b> inaugural talks were held in March 2017 [<i>in Nay Pyi Taw</i>] to discuss future DCP priorities and schedule of activities. The next iteration are yet to be scheduled.</li> <li>• Defence <b>sponsors senior level participation on Australian run conferences</b> including the Sea Power Conference, Chief of Air Force Symposium and EX KAKADU Fleet Commanders Conference. Invitations are issued on a case-by-case basis. <ul style="list-style-type: none"> <li>- <i>Commander-in-Chief Myanmar Air Force attended Air Power Conference in 2017 and declined the invitation for 2018 (change over in position)</i></li> <li>- <i>Commander in Chief Myanmar Navy attended the Sea Power Conference in October 2017.</i></li> <li>- <i>Invitation for Myanmar Navy Fleet Commander to attend VIP Conference during EX KAKADU in September 2018 and invitation for Commander in Chief Myanmar Army to attend Chief of Army's Land Forces Seminar were not issued.</i></li> </ul> </li> </ul>
Non-combat Exercises	<ul style="list-style-type: none"> <li>• Defence funds Myanmar participation (two Tatmadaw officers) in the <b>multilateral peacekeeping exercise PIRAP JABIRU</b> co-hosted by Australia and Thailand (held in Thailand). Myanmar participated in the most recent iteration, funded by Australia (21 May- 01 June 2018).</li> </ul>

~~FOR OFFICIAL USE ONLY~~



<b>Training by Australia</b>	<ul style="list-style-type: none"><li>Defence offers a range of <b>non-combat related Joint Training Courses, English language courses</b> (at the Defence International Training Centre DITC) and <b>one Defence Cooperation Scholarship Program (DCSP)</b> to Myanmar annually. Under current policy settings and sanctions, the courses offered focus on HADR, peacekeeping and humanitarian law, and English language.</li></ul> <p><u>Course list:</u></p> <p><b><i>Joint Training Program: Approx. 21 places offered</i></b></p> <ul style="list-style-type: none"><li>- Command &amp; Staff Operations Law</li><li>- Gender &amp; Protection Workshop</li><li>- Health Aspects of Disaster Course</li><li>- Humanitarian Operations Seminar</li><li>- International Aviation Safety Officer Course</li><li>- Rules of Engagement Workshop</li><li>- Governance &amp; Financial Management Course</li><li>- Law of Peace Operations Course</li><li>- Maritime Operations Law</li><li>- Peace Operations Seminar</li><li>- UN Peace Operations Course</li></ul> <p><b><i>Defence International Training Centre: Approx. 11 places offered</i></b></p> <ul style="list-style-type: none"><li>- Methodology of English Language Teaching</li><li>- Special Australian English Language Course</li><li>- Advanced Australian English Language Course</li></ul> <ul style="list-style-type: none"><li><b>Total number of positions offered so far in this financial year is 38 with 1 currently filled (DCSP Scholarship, carried over from previous FY).</b></li><li><b>ASEAN Defence Scholarship in 2019</b> – this was announced as part of the ASEAN-Australia Special Summit to all ASEAN nations (incl. one position for Myanmar).</li></ul>
<b>Capability Development</b>	<ul style="list-style-type: none"><li><b>Defence funds contracted English Language training in Myanmar.</b> The Australian English Language Course (AELC) runs twice a year (duration 3 months) to develop the English language level of selected Tatmadaw officers to increase the pool of suitable candidates for future training positions on JTP and DITC courses.</li><li><b>Defence is also investigating assisting Myanmar in developing their own peacekeeping centre</b> by funding two officers to travel to Australia to observe the management structure and Standard Operating Procedures (SOPs) at the ADF Peace Operations Training Centre (POTC). IP Div is working with POTC to find suitable dates in 2018 or 2019. <i>An invite has not been issued yet.</i></li><li><b>Defence provides aviation safety and air worthiness training to Myanmar.</b> ADF subject matter experts visited Myanmar to advise on the Y-8 Aircraft crash investigation in June 2017.</li></ul>

UNCLASSIFIED

QB18-000772

## AUSTRALIA – MYANMAR

s22

[REDACTED]

### KEY FACTS AND FIGURES

- December 2012 – Defence engagement with Myanmar commenced.
- FY 2013/14 – Defence Cooperation Program established.
- January 2014 – first Defence Attaché appointed.
- 21-22 March 2017 – Inaugural Defence Cooperation Talks conducted in Nay Pyi Taw.
- 2017 – Chiefs of Service engagement commenced.
- 19 March 2018 – the Prime Minister and Foreign Minister met with Aung San Suu Kyi in the margins of the Association of South-East Asian Nations meeting.
- Defence cooperation budget in FY 2018/19 is \$AUD 257,000.

s22

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

UNCLASSIFIED

- s22 [REDACTED]
- [REDACTED]
- [REDACTED]
- [REDACTED]
- [REDACTED]

### **Military cooperation**

- Australia does not sell weapons to Myanmar.
- Australia does not provide operational support to the Tatmadaw nor conduct bilateral military exercises with Myanmar.
- Australia's defence engagement with Myanmar is small-scale [budget of \$AUD 257,000 for Financial Year (FY) 2018-19; \$AUD 398,000 for FY 2017-18] and limited to non-combat areas, such as humanitarian assistance and disaster relief, English-language training and peacekeeping.
- Australia maintains modest defence engagement to expose the Tatmadaw to training that highlights the appropriate use of the military and the importance of adhering to international humanitarian law.
- Australia notes the Fact-Finding Mission's recommendation that Myanmar's security personnel should be trained in international human rights law and international humanitarian law. Australia

seeks to promote positive change through our engagement with the military.

- That being said, activities are considered on a case-by-case basis and are under constant review.
- Australia's engagement also allows us to maintain open lines of communication to raise our concerns on Rakhine State directly with the Myanmar military.
  - Defence engagement has enabled senior Australian military officials, including the now Chief of Defence Force [*LTGEN Angus Campbell, 19 September 2017*], and the Australian Ambassador to Myanmar [*5 April 2018*] to raise concerns on Rakhine State directly with the Myanmar military, including the Commander-in-Chief of the Armed Forces [*Senior General Min Aung Hlaing*].

s22



- 
- 
- 
- 
- 
- 

s22



## BACKGROUND

s22

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

s22



s22





s22

**SSCFADT Questions on Notice Additional Estimates Hearing 29-30 May2018****Question reference number 120 (Senator Whish-Wilson)**

- What is the current extent of the Australian Government's defence cooperation and engagement with Myanmar?
- How many joint exercises or trainings have taken place?
- Where did they occur?
- What personnel were involved?
- Given allegations of crimes against humanity, ethnic cleansing and other serious human rights abuses against the Rohingya perpetrated by the Myanmar security forces, as well as recent reports that abuses by the same units continue in Kachin and Shan states, will the Australian government follow the response of the UK Government and the European Union and suspend future defence engagement and cooperation with Burma?

**Answer:**

- Australia's defence engagement with Myanmar is small-scale and limited to non-combat areas, such as humanitarian assistance and disaster relief, English-language training, aviation safety training, international law and peacekeeping training. Defence does not conduct joint military exercises with Myanmar. In FY 2017-18, the following training was delivered to Tatmadaw officers under the Defence Cooperation Program in Australia:
  - Command & Staff Operations Law
  - Gender & Protection Workshop
  - Health Aspects of Disaster Course
  - Humanitarian Operations Seminar
  - International Aviation Safety Officer Course
  - Rules of Engagement Workshop

- Governance & Financial Management Course
  - Law of Peace Operations Course
  - Maritime Operations Law
  - Peace Operations Seminar
  - UN Peace Operations Course
  - Methodology of English Language Teaching
  - Special Australian English Language Course
  - Advanced Australian English Language Course
  - Masters of Peace and Conflict Studies
  - Defence also runs an Australian English Language Course twice per year in Myanmar to selected Tatmadaw Officers, which facilitates entry to the above courses.
- Each country needs to make its own decision on engagement with the Tatmadaw. Australia's defence engagement remains under constant review and in consultation with our international partners.
  - The Australian Government seeks to promote positive change through considered engagement with Myanmar, which has enabled senior Australian officials to raise human rights concerns directly with the Myanmar military.

**Question reference number 121 (Senator Whish-Wilson)**

- Has the Australian Defence Minister raised concerns about ethnic cleansing and crimes against humanity against the Rohingya by the Myanmar security forces directly with the leader of Myanmar's Armed Forces Min Aung Hlaing?
- If so, how were these concerns raised and how many times?
- What was the response?
- Has the Chief of the Australian Defence Force raised concerns with Myanmar's Armed Forces about ethnic cleansing and crimes against humanity committed by security forces against the Rohingya?
- At what level were these concerns raised?
- How were these concerns raised and how many times?
- What was the response?

**Answer:**

- The Australian Defence Minister and Myanmar's Commander in Chief of the Defence Forces have not met, however the Prime Minister and the Foreign Minister have registered Australia's concerns directly with Aung San Suu Kyi, most recently at the ASEAN-Australia Special Summit and during Aung San Suu Kyi's bilateral visit on 19 March 2018. Additionally, the Australian Ambassador to Myanmar raised concerns on Rakhine State directly with Senior General Min Aung Hlaing on 5 April 2018.
- The Chief of Defence Force has not had the opportunity to discuss concerns regarding human rights with members of the Myanmar Military. However, the Chief of Defence Force designate, Lieutenant General Angus Campbell, as Chief of Army raised concerns with his counterpart, Commander in Chief of the Myanmar Army Vice Senior General Soe Win, on 19 September 2017 at the Pacific Armies Chiefs Conference (PACC) in Seoul, Republic of Korea.

s22

**Contact:**

s47F  
s4 / F, DNASEAN,

**Min ID:**

QB18-000772

**Division:**  
Division

International Policy

**Cleared by:**

Zoe Cameron, a/Assistant Secretary  
South and Southeast Asia  
s47F

**Created:**

9 Apr 2018

**Updated:**

16 Oct 2018

**Consulted:**

DFAT Myanmar Section, Defence Export  
Controls (s47F)

**From:** s47F  
**To:** s47F  
**Cc:** s47F  
**Subject:** RE: Myanmar - Health Aspects of Disasters - Joint Training Course [SEC=UNCLASSIFIED]  
**Date:** Tuesday, 16 October 2018 2:17:21 PM  
**Attachments:** [Myanmar JTP Course Offers for Remainder of TY18-19.xls](#)  
[1-18 HADC AI - DCP DE.doc](#)

---

UNCLASSIFIED

Hi s47F

While we can extend the invitation up until November, the course panel is filled on a first come basis.

I've asked for completed nomination forms to be returned NLT 14 Nov, but I actually suspect the panel will be filled by then, leaving the late nominations to be waitlisted.

Here is a copy of the Admin Instruction. I've also included a copy of the list of upcoming JTP courses and the previously approved number of nominations to offer, to possibly induce a conversation that doesn't reduce COL Bruce's ability to compete with other Posts in chasing nominations.

Regards,

s47F

**IMPORTANT:** This email remains the property of the Department of Defence and is subject to the jurisdiction of section 70 of the Crimes Act 1914. If you have received this email in error, you are requested to contact the sender and delete the email.

---

**From:** s47F  
**Sent:** Monday, 15 October 2018 4:42 PM  
**To:** s47F  
**Subject:** RE: Myanmar - Health Aspects of Disasters - Joint Training Course [SEC=UNCLASSIFIED]

UNCLASSIFIED

Good afternoon s47F

Sorry for the delayed reply.

Noting we are waiting for Ministerial guidance, can you advise what the latest date is for you to be able to extend invitations?

Happy to discuss.

Regards,

s47F

Policy Officer | Cambodia, Laos, Myanmar, Thailand, Vietnam (North ASEAN)  
International Policy Division  
Department of Defence | s47F

IMPORTANT: This email remains the property of the Department of Defence and is subject to the jurisdiction of section 70 of the Crimes Act 1914. If you have received this email in error, you are requested to contact the sender and delete the email.

---

**From:** s47F  
**Sent:** Monday, 15 October 2018 10:16 AM  
**To:** s47F  
**Subject:** Myanmar - Health Aspects of Disasters - Joint Training Course [SEC=UNCLASSIFIED]

UNCLASSIFIED

Good Morning Team,

Earlier in the year approval was given to offer two places to Myanmar on the Health Aspects of Disasters Course.

Can I please ask (well double check) that I can continue with this offer? Nothing has gone to post, nor will go to post without your prior approval.

If you're interested in the contents of the course, I've attached the first page of the University of Queensland flyer.

Please feel free to come chat.

Regards,

s47F

– Senior Liaison Officer – International Education and Training

Directorate of International Training and Visits  
International Policy Division  
Department of Defence

s47F

IMPORTANT: This email remains the property of the Department of Defence and is subject to the jurisdiction of section 70 of the Crimes Act 1914. If you have received this email in error, you are requested to contact the sender and delete the email.

COURSE TITLE	Health Aspects of Disaster	UNPOC				Maritime Operations Law Course	Governance & Financial Management	Law of Peace Operations Course	EMS	Strategic Communication Workshop	Rules of Engagement Workshop	ADF Peace Operations Seminar	UNPOC			
ACRONYM	1/18 HADC	1/19 UNPOC				1-19 MOLC	1-18 GOVFIN	1-19 LOPO	1-18 EMS	1-18 SCW	1/19 ROEW	1/19 POS	2/18 UNPOC			
PROVIDER	UNI of QLD	ADF POTC				APCML	CIT Solutions	APCML	Charles Sturt Uni	SCB	APCML	POTC	ADF POTC			
LOCATION	Brisbane	Canberra				Sydney	Canberra	Sydney	Canberra	Canberra	Sydney	Canberra	Canberra			
DURATION WORKING DAYS	5 Days	21 Days				5 Days	10 Days	5 Days	8 days	5 Days	5 Days	5 Days	21 Days			
ARP	NII	NII	NII	NII	NII	NII	NII	NII	NII	NII	NII	NII	NII	NII	NII	NII
TY18/19 DATES (DATES MAY CHANGE)	3 - 7 Dec 2018	06-28 February 2019				11-15 February 2019 TBC Postponed Until 2020	TBA Feb/Mar 2019	18-22 March 2019	09-18 April 2019	TBA May	24 - 28 June 2019	April TBC	TBA Apr/May			
NOMINATION CLOSE DATE																
COSTS TO DESK	Air Fares & Allowances	Air Fares & Allowances				Air Fares & Allowances	Air Fares & Allowances	Air Fares & Allowances	Air Fares & Allowances	Air Fares & Allowances	Air Fares & Allowances	Air Fares & Allowances	Air Fares & Allowances			
EXCESS BAGGAGE	NO	NO				NO	NO	NO	NO	NO	NO	NO	NO			
		Instructors		Students									Instructors		Students	
		UNSOC	UNMEoMC	UNSOC	UNMEoMC								UNSOC	UNMEoMC	UNSOC	UNMEoMC
Course Capacity	25	3	3	9	9	25	25	25	25	25	25	25	3	3	9	9
SOUTH EAST ASIA																
MYANMAR	2	0	0	2	2	2	2	2	2	1	2	2	0	2	2	2
Total Offers	2	0	0	2	2	2	2	2	2	1	2	2	0	2	2	2



Australian Government  
Department of Defence

**Administrative Instruction**  
**Health Aspects of Disaster Course – DCP & DE**  
**03 – 07 December 2018**  
**University of Queensland - St Lucia Campus, Brisbane, QLD**

**This Instruction applies to participants from:**  
**Defence Cooperation Program (DCP) countries.**  
**Defence Engagement (DE) Countries.**

**Post Staff are to read this Administration Instruction (AI) carefully and ensure their nominations complete and submit the relevant documents by the dates specified below.**

**General**

Health Aspects of Disaster Course (HADC) will be conducted by the University of Queensland (St Lucia Campus) St Lucia during the period **03 – 07 December 2018**.

This five day intensive short course aims to enhance the knowledge, concepts and practice of individuals with interest in working in disasters and complex emergencies. It will cover important thematic areas such as: types, phases and effects of disasters on health, public health and medical responses; infectious diseases and pandemic scenarios; psychosocial effects; co-ordination of donor and aid agencies; and disaster preparedness.

The course will include case studies of recent Australian and international disasters presented by a panel of experts with direct and ongoing experience of these situations. At the end of the course participants should be able to:

- Demonstrate an understanding of and critically analyse the diverse types of disasters and their effects on population health, nutrition, mortality, mental health and society and the ways in which different disasters and their effects can affect health in the immediate, short term and long term
- Identify, and differentiate stakeholders and affected groups across the range of natural and human-made disasters, critically analyse the diverse types of disasters and their effects on population health, nutrition, mortality, mental health and society.
- Discuss and explain techniques of disaster preparedness and minimization of adverse health effects.
- Identify a range of sources of relevant information on health aspects of disasters, and demonstrate the application of appropriate resources to specific contexts.
- Critically evaluate the major public health and medical responses to disasters in their early, mid and late phases, and the extent of involvement and co-ordination of various donor and aid agencies.



- Critically evaluate a response to a specific health aspect of a disaster based on the literature and the social, political, organisational and economic factors that influenced the response and identify lessons learned.

Demonstrate an appreciation of the need to include a range of providers in the disaster response arena and to ensure the needs of the most vulnerable are met.

### **Nomination**

This course is suitable for military officers and civilians holding the ranks of **Captain to Lieutenant Colonel** or equivalent from Maritime, Land and Air Components of regional nations. There are a **maximum of 25 positions** available on HADC and valid nominations will be accepted by IET on a first received basis until the course panel is full.

Responses are required as follows:

- Nil nominations – **ASAP**.
- Nominations & Security Clearance Forms – **14 November 2018**.
- Flight Details – **16 November 2018**.

All Nomination and Security Clearance Forms must be sent to the following email addresses:

- **Nomination Form are to be sent to:**



### **English Language Skills**

All Defence Cooperation Program (DCP) sponsored personnel being considered to attend JTP courses must sit an Australian Defence Force English Language Proficiency System (ADFELPS) test and achieve a proficiency rating of six (6) across all of the English language skills (S6, L6, R6, W6) to attend the course.

### **IELTS**

Where ADFELPS testing is not available, participants are to attend an Academic International English Language Test (IELTS-A) and must achieve proficiency ratings of (S5.5, L5.5, R5.5, W5.5) to attend the course.

**If IELTS is to be used, Post must attain approval and funding from their relevant Desk Officer in IPDIV before arranging the test/s.**

### **English Language Waivers**

Waivers may be considered by International Education and Training. All requests must be supported with written justification (email minimum) from the DA/Post. Waivers will only be considered where the potential nominee has achieved no less than one (1) rating below any of the required proficiency ratings in ADFELPS or IELTS.

### **Australian Reception & Familiarisation Period**

There will not be an Australian Reception Period (ARP) for this course.

Allowances will be paid on Friday 30 November 2018.

## **Travel Arrangements**

All DCP participants are to have return air tickets booked, confirmed and paid for by the Australian Defence Attaché Office/Embassy/High Commission responsible for the students.

DE participants are to have return air tickets booked, confirmed and paid for by their respective unit or parent service.

The following travel arrangements should be made:

- **Flights to Brisbane** – arrive before 1400 hours on Friday 30 November 2018 (flights outside this time are not to be made without consultation with IET)
- **Australia to Home Country** – departure from Brisbane not before 2000 hours on Friday, 07 December 2018 and no later than Saturday, 08 December 2018.

DITC & IET Staff will **not** vary travel arrangements, or make new travel arrangements for HADC participants. Posts please ensure students are briefed on this.

## **Travel Delays**

Participants who are going to be delayed (due to weather, flight cancellation, missed flights etc.) are to advise s47F as soon as they are able.

Participants who fail to advise changes to their travel details will be responsible for arranging and paying for transport from Brisbane Airport to their accommodation.

## **Reception and Transport on arrival in Brisbane**

TBA

## **Excess Baggage and Baggage Labels.**

DCP sponsored participants have no entitlement to excess baggage. This applies regardless of what their International Carrier may allow.

DCP & DE participants who arrive with excess baggage will be responsible to pay and arrange movement of excess baggage through the Domestic Carrier.

Domestic Carriers in Australia have luggage restriction of one (1) piece weighing no more than 23 kg.

Participants should apply identity labels in English to their luggage. The details provided should include participants name and a contact number. This will allow airline staff to easily identify their luggage in the unlikely event it is lost or misplaced.

## **Visas**

All participants attending the HADC must travel on a Student Visa (Subclass 500). This is in accordance with the Department of Home Affairs and Department of Defence policy. Any deviation from this must first be agreed upon by IET.

**Other visas (i.e. Subclass 600) are not to be used without first attaining approval from IET.**

## **Leave Prior, During and Post Course**

Participants attending training in Australia do so under the sponsorship of the Australian Defence Force. As such, the student must only stay in Australia for the duration of their training.

In accordance with current Australian Government and Department of Defence Policy, leave (pre, or post) is not to be approved, by Post, or the participants unit, for foreign personnel attending Defence Sponsored Training in Australia. The Department of Defence has a legal duty of care to ensure all students return to their home country via the most direct route.

**Post is to ensure training counterparts understand this policy, and do not approve leave for their participants.**

Local leave during the course may be approved where time permits (weekends), and where the student will be travelling no further than 100km from the target course. Leave approval will be considered on a **case-by-case** basis by the Training Coordinator.

Students are also required to advise their Defence Attaché, if there is one assigned, of any weekend leave travel being undertaken

### **Daily Living Allowance**

All DCP & DE participants will be entitled to receive a Daily Living Allowance at a rate of **AUD\$19.50 per day**. This allowance is paid for the duration of the ARPF and HADC courses.

### **Accommodation & Meals**

- **Accommodation** – All DCP & DE participants will be accommodated in dorm style rooms on the St Lucia Campus of the University of Queensland.
- **Meals** – All allowances required to cover meals for the duration of the HADC will be paid on arrival to Brisbane.

### **Dress Requirements**

Dress for the duration of HADC will be neat civilian attire (slacks, collared long sleeve shirt, dress shoes, jacket). Military uniform is not required.

### **Portable Electronic Devices (PEDs)**

Devices such as smart phones, mobile phones, laptop computers, palm pilots and USB memory devices can be used throughout HADC. If you bring your mobile phone you are reminded to have global roaming activated by your service provider prior to leaving your country.

### **Religious Observances**

Participants should note that the course will not include the observation of religious holidays, International national days and other significant religious events, regardless of religious denomination or nationality.

The course **will not be amended** to accommodate prayer timings during normal working hours and participants should not assume that they will be able to take time off, or be provided transport to and from (Mosques, Churches etc) to attend Prayers.

### **Medical and Dental**

The following applies to all DCP & DE sponsored students who are being nominated to attend JTP Courses:

- All nominations **must be medically and dentally fit** to attend the course.

- Nominations **are not to have pre-existing, ongoing medical or dental issues** that require treatment while in Australia.
- On arrival in Australia for all DCP & DE participants, DITC will process an Overseas Student Health Cover (OSHC) Policy, taken out through Medibank Private. The policy will cover basic medical treatment (similar to Medicare) should treatment be required through a civilian Medical Practitioner or Hospital.
- The OSHC policy **does not cover any pre-existing injuries, complaints or Elective Medical and Dental treatment.**
- Participants and their relevant work (Defence Force/Armed Services) are to be made aware that **any treatment for pre-existing injuries, complaints or Elective Medical and Dental treatment will be at the participant's or their (Defence Force/Armed Services) expense.**

### **Smoking in General**

Australia has strict laws in regards to smoking. Participants who fail to adhere to signs, posters or directions given about where smoking is allowed, will be responsible to pay for Government issued Fines.

### **What You Need To Bring (Stationary, Computers etc)**

**HADC** - Participants should bring their own stationary to be used during HADC. HADC will not provide these items.

### **Mobile Phones**

Phones are to be turned off, or as a minimum on silent/vibrate settings during all presentations. Unless urgent, all calls should be limited to lunch breaks, or outside course hours. This will allow maximise interaction time with instructional staff and fellow participants.

### **Shops and Amenities**

**HADC** – The St Lucia Campus is in close proximity to Brisbane CBD where participants will be able to find restaurants and shops to purchase meals and items used for daily use.

### **Course Coordinators Contact Details**

**IET:**

s47F



### **Pastoral Care**

Participants who have a Defence Representative (Defence Attaché/ Adviser DA) in Australia are requested to make contact with them on their arrival in Australia.

Please contact your Defence Representative (Defence Attaché/ Adviser DA) if you have any after hour/weekend issues.

IET do not have an after-hours duty phone.

## **Acknowledgement That Student Has Received – Administrative Documents**

**1-18 HADC 03 – 07 December 2018**

Each student attending the 1-18 HADC is to be provided with a copy of the AI and supporting documents, thereby ensuring they are fully prepared for their course on arrival in Australia. Please ensure the students travel with a copy of the instructions.

The signatures below are required to confirm to the Australian Defence/Embassy/High Commission, IET and DITC Staff that the student has received and understands the information contained within the Administrative Instruction provided.

### **Student Signature**

Signature:

Printed Name:

Rank (If Applicable):

Date:

### **Witness To Student Signature**

Signature:

Printed Name:

Rank (If Applicable):

Position:

Date:

Once completed, please provide a copy of this page to s47F

**From:** s47F  
**To:** s47F  
**Cc:** "Bruce, Paul"; s47F  
**Subject:** RE: Defence Cooperation Scholarship Program offers 2020 [SEC=UNCLASSIFIED]  
**Date:** Thursday, 6 December 2018 10:20:58 AM  
**Attachments:** [image001.gif](#)

---

UNCLASSIFIED

Hi s47F

Thanks for your time just now.

The areas we are targeting are:

- humanitarian assistance and disaster relief
- military operations law
- international humanitarian law
- peacekeeping
- rules of engagement
- aviation safety
- governance and financial management
- emergency management.

Options that address these would be great.

Let me know if you have any questions.

Cheers,

s47

IMPORTANT: This email remains the property of the Department of Defence and is subject to the jurisdiction of section 70 of the Crimes Act 1914. If you have received this email in error, you are requested to contact the sender and delete the email.

---

**From:** s47F  
**Sent:** Thursday, 6 December 2018 9:46 AM  
**To:** 'Bruce, Paul' s47F

**Subject:** RE: Defence Cooperation Scholarship Program offers 2020 [SEC=UNCLASSIFIED]

UNCLASSIFIED

Hi Paul,

Excitingly, Director Southeast Asia – Mainland confirms we are able to expand the program choices for Myanmar! Damien also advises no objections to the programs you have listed below.

What has worked in the past has been post/desk providing a list of areas or themes of importance to the relationship and IET subsequently providing a shortlist of programs which contribute to those themes. As this is for 2020, we are still some way off, I would suggest reviewing suitable courses in the new year and focussing in the first instance on identifying candidates who hold an equivalent bachelor's degree and will be in a position to meet the language requirement for university in Australia. This should be a little easier now too, given most universities require IELTS scores of 6.5 overall, rather than the 7 required by USyd for entry to the Peace and Conflict studies course.

We'll be in touch in the new year to discuss program choices. I look forward to investigating what which programs will best suit your Tatmadaw candidate for 2020.

Kind regards,

s47F

Senior Liaison Officer - Strategy | International Education and Training  
Directorate of International Training and Visits | International Policy Division  
Department of Defence

s47F

[www.defence.gov.au](http://www.defence.gov.au)

IMPORTANT: This email remains the property of the Department of Defence and is subject to the jurisdiction of section 70 of the Crimes Act 1914. If you have received this email in error, you are requested to contact the sender and delete the email.

---

**From:** Bruce, Paul s47F

**Sent:** Wednesday, 5 December 2018 3:06 PM

**To:** s47F

**Subject:** RE: Defence Cooperation Scholarship Program offers 2020 [SEC=UNCLASSIFIED]

**UNCLASSIFIED**

Hi s47F

Thank you for this. Can you please clarify two points:

- As per the attached, I wish to broaden the offer for the Tatmadaw to 3 x masters (courses also listed directly below). As the scope of our DCP is limited in what we can engage, and the Tatmadaw will not specify any preferred course (just pick from our list), are you comfortable for the three courses below to be passed to the Tatmadaw to choose from?
  - Master of Peace and Conflict studies
  - Master of International Law and International Relations
  - Master of International Law, Governance and Public Policy
- Myanmar only receives one Masters every two years. The preference for a one year masters, with the impact on subsequent years - is that applicable to Myanmar? I would assume not.

Regards

Paul Bruce  
COL (AUS)  
DA Myanmar

s47F

Australian Embassy  
623, Pyay Road, Yangon, Myanmar  
[www.myanmar.embassy.gov.au](http://www.myanmar.embassy.gov.au)  
☐ [AusEmbMyr](#)

---

**From:** s47F

**Sent:** Wednesday, 5 December 2018 4:45 AM

**To:** s47F

Bruce, Paul

s47F



s47F

**Subject:** Defence Cooperation Scholarship Program offers 2020 [SEC=UNCLASSIFIED]

UNCLASSIFIED

Good Morning,

Please note below the table of offers for the [Defence Cooperation Scholarship Program \(DCSP\) commencing in 2020](#). Scholarships are available for full-time study in a Masters by coursework at Australian Universities. The scholarship is funded by the desk and each student costs approximately \$150,000 per year.

2020 DCSP Student Offers		
Country	# Positions Offered	designations

s22

Myanmar	1	1x peace and conflict studies
---------	---	-------------------------------

s22

Please read the remainder of this email carefully as a number of the guidelines and deadlines have changed from previous years.

It is strongly preferred that students are able to obtain a university offer for no more than 12 months where possible (completing in December 2020), but this will depend on the qualifications and experience of nominated candidates.

For 2020 offers you will need to consider the following, which may have a follow on affect for how many positions are offered from 2021 onwards:

- Masters programs may be 1-2 years in length, there is however a preference for all DCSP sponsored Masters programs to be 1 year in length. **If programs exceed 1 year in length, this will reduce the number of scholarships you receive the following year.**
- All nominees will be required to provide comprehensive academic and vocational histories in order to be considered for advance standing. If students are eligible, they must accept the reduction in overall program length.
- When seeking nominations, please reinforce that, at a minimum, students should have completed a Bachelor degree in their home countries. Candidates who do not have qualifications that are equivalent to an Australian bachelor degree are unlikely to receive university offers.
- DCSP positions will commence in the first week of January 2020, as candidates are required to undertake a three week Defence Scholarship Familiarisation program at the Defence International Training Centre (DITC) in Melbourne before proceeding to their target location.

Please take this as your authority to commence identification of suitable candidates for a January 2020 commencement. If your foreign counterparts have preferences for target area of study, please ensure that these are provided at the time of initial nomination, it is also important that nominations have already been approved by all appropriate authorities in the home country.

#### Your important next steps;

Please ensure that your counterparts understand the implications of not providing nominations by the due date.

**Late March:** List of nominations received from relevant Defence Force. Post should recommend that the Parent Force/Ministry of Defence nominate either:

- both primary and secondary/reserve candidates for each position; or
- a pool of candidates from which successful scholarship recipients will be selected by Post;

This will enable academic advice to be provided to all candidates at the same time, early in the admission cycle, and will help ensure that all available scholarship positions can be filled.

**Early April:** Post to provide International Policy Division (IET) and Scope Global with list of nominees for DCSP.

I'll be in contact to communicate your next steps in early 2019. I am looking forward to receiving your nominations.

If you have any questions regarding the DCSP offers for 2020, please do not hesitate to contact me.

Kind Regards,

s47F

---

Senior Liaison Officer - Strategy | International Education and Training  
Directorate of International Training and Visits | International Policy Division  
Department of Defence

s47F

[www.defence.gov.au](http://www.defence.gov.au)

IMPORTANT: This email remains the property of the Department of Defence and is subject to the jurisdiction of section 70 of the Crimes Act 1914. If you have received this email in error, you are requested to contact the sender and delete the email.

UNCLASSIFIED

International Policy Division  
Defence Relations Factsheet

Correct as at 7 January 2019

## MYANMAR

### TATMADAW – KEY LEADERS

**Defence Minister:** LTGEN Sein Win

**Tatmadaw Commander-in-Chief** (CDF counterpart):  
Senior GEN Min Aung Hlaing

**Commander in Chief Army & Deputy Commander-in-Chief:** Vice SNR GEN Soe Win

**Commander in Chief Navy:** ADM Tin Aung San

**Commander in Chief Air Force:** GEN Maung Maung Kyaw

**Chief of General Staff (Army, Navy and Air):** GEN Mya Tun Oo

### KEY STATISTICS

**Defence Budget:** USD 2.4bn (AUD 3.3bn) (2016)

**Size of TMD:**

Army:	375,000
Navy:	16,000
Air Force:	15,000

### KEY AGREEMENTS

- Nil

### DIALOGUES

**Defence Cooperation Talks**

- First held in Mar 17, led by A/AS South & South East Asia ; next expected at Director level in Mar 19

### RECENT MAJOR SENIOR VISITS

#### TO MYANMAR

- A/AS S&SEA Branch, DCT (Mar 17)

#### TO AUSTRALIA

- ADM Tin Aung San, C-i-C Myanmar Navy, Sea Power Conference (Oct 17)
- C-i-C MAF, GEN Khin Aung Myint, CAF Symposium & Avalon Air Show, (Feb/Mar 17).

### EXERCISES AND OPERATIONS

**PIRAP JABIRU** – Table Top Exercise jointly co-chaired by Australia and Thailand: 2 TMD officers attended (May 18, Thailand)

Australia conducts no bilateral exercises with Myanmar

### SHIP VISITS

#### TO MYANMAR

- HMAS *Childers* visited Yangon in January 2014 – first port visit by a RAN vessel to Myanmar in over 50 years.

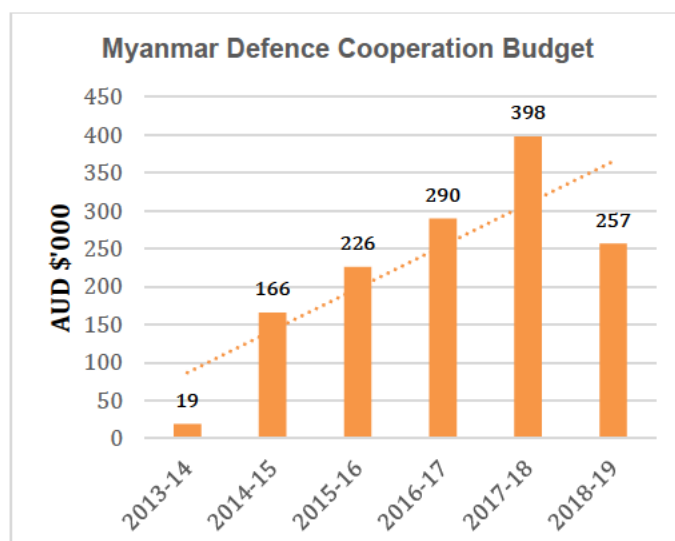
## TRAINING AND EDUCATION

### IN MYANMAR

- Contracted English language training. 2 courses per year, 15-20 positions offered per course.
- Peace Operation Training Centre Mobile Training team delivered peacekeeping training to 50 TMD, Myanmar (Aug 16).

### IN AUSTRALIA

- 1 officer on Defence Cooperation Scholarship Program (2018-19)
- 35 Joint Training offered and Defence International Training Centre English language positions.
- 1 position on the ASEAN Defence Scholarship Program – announced by the Prime Minister at the ASEAN-Australia Special Summit (commencing in 2019)



UNCLASSIFIED

**From:** s47F  
**To:** s47F  
**Cc:** s47F  
**Subject:** FW: APCML workshop - Respecting Military Law Conference and Government Workshop: 12-14 Mar 2019 [SEC=UNCLASSIFIED]  
**Date:** Thursday, 31 January 2019 9:33:17 AM  
**Attachments:** [image001.png](#)  
[image005.png](#)  
[2018 Program\\_web14.pdf](#)

---

UNCLASSIFIED

Hi s47F

I reckon this would be v. very worth it for Myanmar.

If you agree, I'll have a squiz at the budget.

Cheers,

s47F

Policy Officer | Southeast Asia – Mainland (Cambodia, Laos, Myanmar, Thailand and Vietnam)  
International Policy Division

s47F

**IMPORTANT:** This email remains the property of the Department of Defence and is subject to the jurisdiction of section 70 of the Crimes Act 1914. If you have received this email in error, you are requested to contact the sender and delete the email.

---

**From:** s47F  
**Sent:** Wednesday, 30 January 2019 6:15 PM  
**To:** s47F

**Subject:** APCML workshop - Respecting Military Law Conference and Government Workshop: 12-14 Mar 2019 [SEC=UNCLASSIFIED]

Good Afternoon All,

The Deputy Director of The Asia Pacific Centre for Military Law, COL Arun Lambert, has requested advice from IP Div on whether funding might be available for international representatives to attend the upcoming 'Respecting Military Law Conference and Government Workshop', which is to be held at the Melbourne Law School mid-March.

While no estimate on costs has been provided, as a worst case scenario I'd recommend you might base any budgetary considerations on the following;

Air Fares \$2,500

Travel Insurance \$250

Accommodation 3 x \$191 (Melb) = \$573

Meals 3xB 2xL 3xD = \$297.60

Daily Living Allowance \$78

**Total \$3,700** (per invitee)

If you are **able** and would **like to** provide funding, please let me know. On the flip side, if you'd like to give this a pass, please also let me know at your earliest convenience.

Attached is a copy of the proposed program. Happy to chat further if you've any questions.

Regards,

s47F

---

**From:** Lambert, Arun COL

**Subject:** APCML workshop - Respecting Military Law Conference and Government Workshop: 12-14 Mar 2019 [SEC=UNCLASSIFIED]

Hi s47F

PFA a copy of the program for the APCML Workshop – Respecting Military Law to be hosted by the APCML academic node at Melbourne Law School on 12 – 13 Mar 19.

I wondered if you'd had the opportunity to consider the possibility of IP Div funding s22

for the workshop.

Kind regards,

**Colonel Arundel Lambert CSC** | Director Military Law Centre/Deputy Director Asia Pacific Centre for Military Law | Victoria Barracks, Oxford Street, Paddington NSW 2021 | s47F

*The information contained in this transmission may be confidential information, and may also be the subject of legal professional privilege. If you are not the intended recipient, you are notified that any use, interference with, disclosure, copying, retention or dissemination of any or all of this communication or any attachments is unauthorised and prohibited. If you have received this email in error, you are requested to contact the sender and delete the email.*

APCML Conference | 2019

# Respecting Military Law

## 12-13 March 2019



## City Centre

The city centre (CBD or downtown area) is walking distance from the Law School: the GPO is 1.5 km away. Trams also run to the city centre - most frequently along Swanston Street (200 m to the east of the Law School), and almost as frequently along Elizabeth Street (200 m to the west of the Law School).

## Conference Location

All conference sessions will take place at University House Woodward | Melbourne Law School, Level 10, 185 Pelham Street, Carlton (see right facing red arrow). Conference sessions and events are accessible by lifts and stairs.

## Accommodation

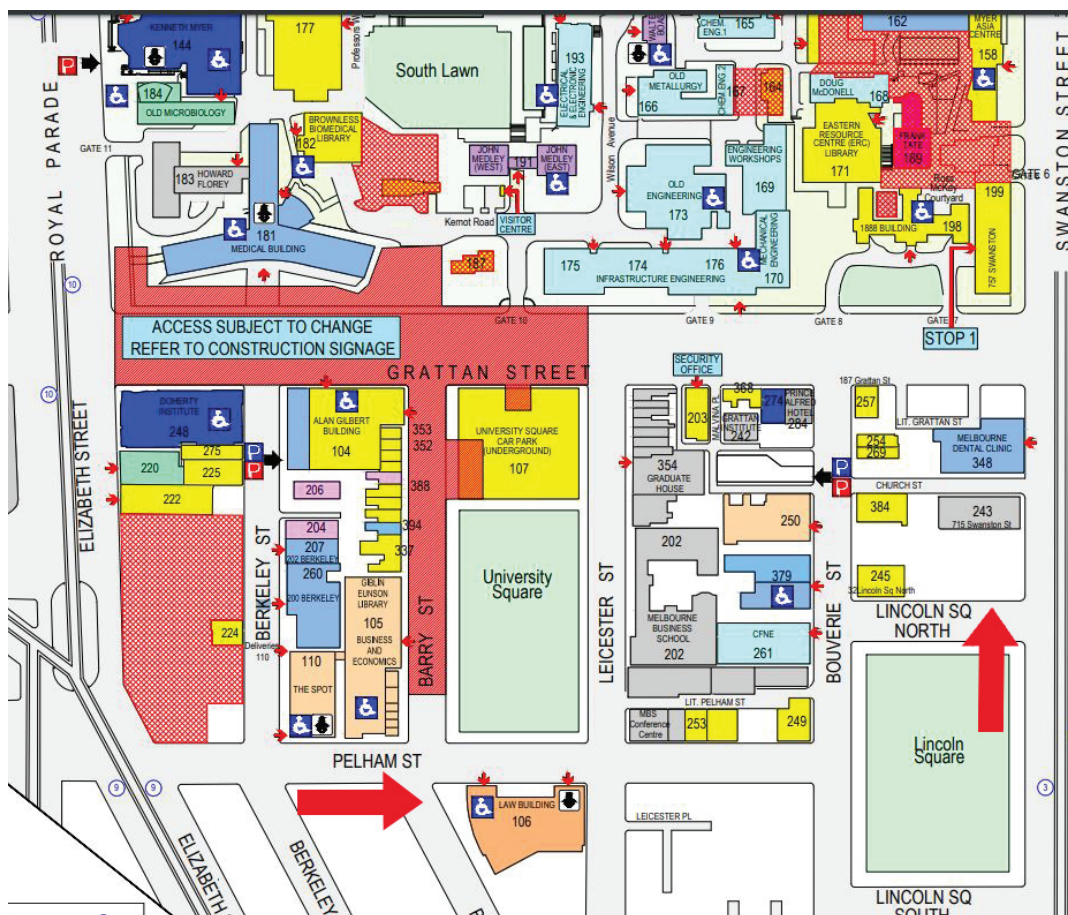
Several speakers are staying at Rydges on Swanston, 701 Swanston St, Carlton VIC 3053 (see upward facing red arrow).

## Airport

Melbourne Airport is located approximately 25km north-west of the Melbourne's CBD on the Tullamarine Freeway. Transport to and from the airport can be arranged using the bus, taxi or private car.

## Public Transport

Public transport in Melbourne requires a Myki card, please see <https://www.ptv.vic.gov.au/tickets/myki> for further information on purchasing a card for travel.



Published for the *Respecting Military Law* conference 12 & 13 March 2019  
Asia Pacific Centre for Military Law (APCML)  
Melbourne Law School  
The University of Melbourne VIC 3010 Australia

Tel: +61 3 8344 8957

Email: [law-apcml@unimelb.edu.au](mailto:law-apcml@unimelb.edu.au)

Web: [www.apcml.org](http://www.apcml.org)



## Contents

Conference schedule   Day 1	4
Conference schedule   Day 2	5
Biographies	6

# Respecting Military Law | Day One

**Registration | 0800 - 0830**

**Welcome | 0830 - 0900**

**Bruce Oswald** Professor of Law, University of Melbourne

**Keynote | 0900 - 1000**

Chair: **Hilary Charlesworth** Professor of Law, Melbourne Law School

**Sir Adam Roberts KCMG FBA** Emeritus Professor of International Relations at University of Oxford  
*TBC*

**Morning tea | 1000 - 1030**

**Panel 1: Conduct of hostilities | 1030 - 1200**

Chair: **Arun Lambert** Colonel, Australian Defence Force, Director Military Law Centre and Deputy Director APCML

**Emanuela-Chiara Gillard** Senior Research Fellow, Oxford Institute for Ethics, Law and Armed Conflict  
*The Rule of Proportionality in the Conduct of Hostilities: The Incidental Harm Side of the Assessment*

**Jan Kleffner** Professor of International Law, Swedish Defence University  
*Distinction in the Targeting of Persons in Non-International Armed Conflicts*

**Lauren Sanders** Lieutenant Colonel, Australian Defence Force, Defence Legal  
*Targeting Organised Armed Groups – Lessons from Targeting ISIS and the Taliban*

**Lunch | 1200 - 1300**

**Panel 2: Combatant Immunity | 1300 - 1430**

Chair: **Robert McLaughlin** Professor of Law, University of New South Wales

**Cameron Moore** Associate Professor of Law, University of New England  
*Combat Immunity – Intersection with International Law*

**Gloria Gaggioli** Professor of Law, University of Geneva  
*Combatant Immunity under International Law*

**Darren Stewart** Brigadier, Head Operations Law, United Kingdom  
*Combatant Immunity – a National Perspective*

**Panel 3: Military Law and Psychology | 1430 - 1530**

Chair: **Grace Corbiau** Deputy Director Military Law Centre, Associate Director APCML

**Inbar Levy** Lecturer, Melbourne Law School  
*Outcome Bias and Expertise in Investigations under International Humanitarian Law*

**R. Scott Adams** Major, US Air Force Exchange Officer to Australian Defence Force, Defence Legal  
*Power and Proportionality: A Consideration of the Role of Empathy in the Proportionality Analysis*

**Afternoon tea | 1530 - 1600**

**Panel 3: Technology | 1600 - 1730**

Chair: **Chris Hanna** Air Commodore, Australian Defence Force, Defence Legal

**Eric Tablot Jensen** Professor of Law, Brigham Young University  
*Leveraging Emerging Technologies to Enhance IHL Compliance*

**Krisna Bovornratanaraks** General, Royal Thai Armed Forces  
*Some Legal Aspects and Issues concerning Cyber Warfare*

**Alec Tattersall** Wing Commander, Australian Defence Force, Defence Legal  
*Automated Weapon Systems Issues We Should Be Talking About*

**Refreshments for conference attendees | 1730 - 1830**

## Respecting Military Law | Day Two

### Panel 5: Human Rights of Military Personnel | 0900 - 1030

Chair: **Sue Robertson** First Assistant Secretary, International Division, Attorney-General's Department

**William McDermott** Geneva Centre for the Democratic Control of Armed Forces (DCAF)

*The Evolution of Human Rights of Military Personnel*

**Alison Duxbury** Professor of Law, Melbourne Law School

*Assessing Limitations on Human Rights of Military Personnel*

**Rain Liivoja** Associate Professor of Law, University of Queensland, TC Bernie School of Law

*Human Rights in Military Medical Care*

### Morning Tea | 1030 - 1100

### Panel 6: Peacekeeping | 1100 - 1230

Chair: **David Letts** Associate Professor of Law, Australian National University

**Katarina Grenfell** Murray Chambers

*Applicability of IHL and Detention in UN peacekeeping operations*

**Aziz Mohammed** Brigadier-General, Deputy Commander Fiji Armed Forces

*Legal challenges facing Fiji regarding their current and future Peacekeeping Deployments*

**Alexander Bellamy** Professor Director of the Asia Pacific Centre for the Responsibility to Protect and Professor of Peace and Conflict Studies at The University of Queensland

*Protection of Civilians and the use of force*

### Lunch | 1230 - 1330

### Panel 7: Compliance/Enforcement | 1330 - 1500

Chair: **Carrie McDougall** Senior Lecturer, Melbourne Law School

**Rob Cryer** Professor of Law, University of Birmingham

*The Interplay of War Crimes Trials and Military Culture*

**Anne Quintin** Head of Advisory Service, International Committee of the Red Cross

*From Norms to Action: Implementation of IHL*

**James Hill** Lieutenant Colonel, United States Army, Judge Advocate General, South Korea

*Operationalizing the Law of War*

### Panel 8: Reparations and Making Amends | 1500 - 1630

Chair: **Marie-Charlotte McKenna** Acting Assistant Secretary, International Law Branch, Department of Foreign Affairs and Trade

**Christoph Sperfeldt** Doctor of Law, University of Melbourne

*Practices and Challenges with Reparations in International Criminal Justice*

**Carla Ferstman** Senior Lecturer, University of Essex

*Reparation for Sexual Exploitation and Abuse in the Post-Conflict Context: Some Challenges Concerning Peacekeepers and Humanitarian Aid Workers*

**Marc Linning** Senior Protection Advisor, Centre for Civilians in Conflict

*Title*

### Afternoon tea | 1630 - 1700

### Conclusion | 1700 - 1730

**Alison Duxbury** Professor of Law, Melbourne Law School

### Sir Ninian Public Lecture | 1800 - 1930

**Sir Adam Roberts** KCMG FBA Emeritus Professor of International Relations at University of Oxford

*Title*

### Dinner for Speakers | 1945

## Respecting Military Law | Biographies

### Major R Scott Adams

Major R Scott Adams is a Judge Advocate for the United States Air Force. He is currently a Legal Exchange Officer with the Australian Defence Force at the Directorate of Operations and Security Law in Canberra. Major Adams received his BS in 2005 from Brigham Young University, his JD in 2008 from Regent University and LLM in 2017 from The Judge Advocate General's Legal Center and School, United States Army. Major Adams previously served at Wing Headquarters in Alaska, Illinois and Georgia. He has deployed to Guantanamo Bay, Cuba (2010) and Bagram Airfield, Afghanistan (2013-14). Maj Adams has also been assigned to Washington DC (2014-16), where he primarily investigated aircraft accidents. His publications include the articles: *Lancelot in the Sky: Protecting Wounded Combatants from Incidental Harm*, Harvard National Security Journal, and *Power and Proportionality: The Role of Empathy and Ethics on Valuing Excessive Harm*, USAF Law Review, for which he won the USAF's 2018 National Security Law Writing Competition.

### Professor Alexander Bellamy

Alex Bellamy is Director of the Asia Pacific Centre for the Responsibility to Protect and Professor of Peace and Conflict Studies at The University of Queensland, Australia. He is also Non-Resident Senior Adviser at the International Peace Institute, New York and Fellow of the Academy of Social Sciences in Australia. In 2008-9 he served as co-chair of the Council for Security Cooperation in the Asia Pacific Study Group on the Responsibility to Protect and he currently serves as Secretary of the High Level Advisory Panel on the Responsibility to Protect in Southeast Asia, chaired by Dr. Surin Pitsuwan.

Dr Bellamy is co-editor of the Global Responsibility to Protect journal. His recent books include *Responsibility to Protect: A Defence* (Oxford, 2014), *Providing Peacekeepers* (with Paul D. Williams) (Oxford, 2013) and *Massacres and Morality* (Oxford, 2012).

### General Krisna Bovornratanaraks

General Krisna Bovornratanaraks is the Special Adviser of the Office of the Permanent Secretary for Defence, Ministry of Defence, Thailand. He has completed a Bachelor of Law, Thammasat University, Thailand, a Diploma in English Legal Studies, the University of Bristol, U.K., a Master of Laws in International Business Legal Studies, the University of Exeter, U.K. and a Certificate on International Contracts and Negotiation Course, University of San Diego, U.S.A.

Previous important military positions include, Assistant Military Prosecutor, Chief of International Law Section, the Judge Advocate General's Department (JAG Dept.), Judge Advocate of the Royal Thai Army Task Force in East Timor (INTERFET), Deputy Director of Military Legislation and Foreign affairs Division, JAG Dept., Director of Military Legislation and Foreign affairs Division, JAG Dept., Chief of Military Prosecutors, Assistant Judge Advocate General and Deputy Judge Advocate General.

### Professor Hilary Charlesworth

Hilary Charlesworth is a Melbourne Laureate Professor at Melbourne Law School. She is also a Distinguished Professor at the Australian National University. Her research includes the structure of the international legal system, art and international law, peacebuilding, human rights law and international humanitarian law and international legal theory, particularly feminist approaches to international law. Hilary has held both an Australian Research Council Federation Fellowship (2005–2010) and an ARC Laureate Fellowship (2010–2015).

Hilary is a member of various editorial boards, including the *International Review of the Red Cross*. She was appointed by the Australian government as a member of the Permanent Court of Arbitration. She is an associate member of the Institut de Droit International and served as judge ad hoc in the International Court of Justice in the *Whaling in the Antarctic Case* (2011–2014).

### Grace Corbiau

Grace Corbiau is the Deputy Director, Military Law Centre, and Associate Director, Asia Pacific Centre for Military Law at the Department of Defence, based in Sydney. Grace spent 8 years working in Brussels,

primarily for the British Foreign and Commonwealth Office, at the United Kingdom's Representation to the European Union. Her portfolio covered justice, security, human rights, and immigration policy. Upon her return to Australia, Grace was a Senior Manager in the NSW Department of Justice dealing with crime victims. She has served as a Director on the Boards of the International French School of Sydney, and the Australian Breastfeeding Association. Grace holds an Honours degree in International Relations from the Australian National University, a Masters of Public International Law from the University of Kent.

### **Professor Alison Duxbury**

Alison Duxbury is a Professor at Melbourne Law School and a member of the Council of the Australian and New Zealand Society of International Law and the Executive Council of the Asian Society of International Law. She is also a member of the International Advisory Commission of the Commonwealth Human Rights Initiative and the Board of Directors of the International Society for Military Law and the Laws of War. Alison's major teaching and research interests are in the fields of international institutional law, human rights law and international humanitarian law. Her publications include *The Participation of States in International Organisations: The Role of Human Rights and Democracy* (Cambridge, 2011), a co-edited book, *Military Justice in the Modern Age* (Cambridge, 2016) and a forthcoming co-authored book, *Can ASEAN Take Human Rights Seriously?*, to be published as part of the ASEAN Integration through Law Project.

Alison has undertaken advice work in the areas of international law and human rights law. She has been a Visiting Fellow at the Lauterpacht Centre for International Law in Cambridge, the Centre for Comparative and Public Law at the University of Hong Kong, the Oxford Institute for Ethics, Law and Armed Conflict and the Institute of Commonwealth Studies in London. She has also taught international humanitarian law and international institutions at the Centre for Transnational Legal Studies in London.

### **Dr Carla Ferstman**

Carla Ferstman is a Senior Lecturer at Essex School of Law. She is a Canadian qualified barrister and solicitor. She received her DPhil in Public International Law from the University of Oxford, and her thesis was published with OUP in 2017: *International Organizations and the Fight for Accountability: The Remedies and Reparations Gap*. Prior to joining academia, she served for many years as the Director of REDRESS, and prior to that worked for a number of intergovernmental and nongovernmental organizations. She is a member of the Council of Europe's Expert Council on NGO Law (a specialist body that provides commentary and expertise on the regulation of civil society activities throughout the Council of Europe) and is a member of the experts committee of the group of friends of the Convention Against Torture Initiative (CTI) - an inter-governmental initiative to secure global ratification of the Convention Against Torture by 2024.

### **Professor Gloria Gaggioli**

Gloria Gaggioli is a Swiss National Science Foundation (SNSF) Professor at the Law Faculty of the University of Geneva as well as Lecturer at the Geneva Academy of International Humanitarian Law and Human Rights and at the University of Neuchâtel (Switzerland). She has researched and/or taught in several Universities in Denmark, Sweden, France and the United States of America.

Her work focuses on issues related to the interplay between international humanitarian law and international human rights law, the right to life and the use of force, including the conduct of hostilities, law enforcement and self-defense. She is currently leading a four-year research project funded by the SNSF on *Preventing and Combating Terrorism and Violent Extremism: Towards a Legal-Empirical Approach*.

Prior to joining the University of Geneva, she served as Legal Adviser in the legal division of the International Committee of the Red Cross (ICRC) and is the author of the ICRC report 'The Use of Force in Armed Conflicts: Interplay between the Conduct of Hostilities and Law Enforcement Paradigms'.

### **Emanuela-Chiara Gillard**

Emanuela-Chiara Gillard is a Senior Research Fellow at the Oxford Institute for Ethics, Law and Armed Conflict, and an Associate Fellow in Chatham House's International Law Programme.

From 2007 to 2012 she was Chief of the Protection of Civilians Section in the Policy Development and Studies Branch of the United Nations Office for Coordination of Humanitarian Affairs. The Section works with the United Nations and other key partners to promote and enhance the protection of civilians in armed conflict.

For seven years prior to joining OCHA, Emanuela was a legal adviser at the International Committee of the Red Cross. There she was responsible for providing advice to headquarters and field on legal issues relating to the protection of civilians in armed conflict, children, assistance, multinational forces, civil/military relations, occupation and private military/security companies.

Before joining the ICRC in 2000, Emanuela was a legal adviser at the United Nations Compensation Commission, in charge of government claims for losses arising from Iraq's invasion and occupation of Kuwait. From 1995 to 1997 she was a research fellow at the Lauterpacht Research Centre for International Law at the University of Cambridge.

Emanuela holds a B.A. in Law and an LL.M. from the University of Cambridge. She is a Solicitor of the Supreme Court of England and Wales.

Her research interests include international humanitarian law, with a particular focus on the protection of civilians and mechanisms for promoting compliance; the role of the Security Council in enhancing the protection of civilians; and principled humanitarian action.

#### **Katarina Grenfell**

Katarina Grenfell has extensive experience as a United Nations legal adviser, having served in the UN Office of the Legal Counsel at UN headquarters in New York from 2000-2018; and as a Senior Legal Officer with the OPCW-UN Joint Investigative Mission regarding the use of chemical weapons in the Syrian Arab Republic in 2017. Katarina has advised extensively on legal issues concerning the operation of UN peacekeeping operations worldwide, including as a Legal Officer with the UN Integrated Mission in Timor Leste in 2009.

Admitted as a Barrister and Solicitor of the Supreme Court of South Australia and the High Court of Australia, Katarina has an Arts degree, a Law degree with Honours (University of Adelaide) and a Masters in Law with Merit (London School of Economics and Political Science).

Prior to joining the United Nations in 2000, Katarina worked as a prosecutor with the South Australian Office of the Director of Public Prosecutions, as a lawyer with the Crown Solicitor's Office and as a Judge's Associate in the Supreme Court of South Australia.

Katarina is currently enjoying spending some time in Australia and is practicing as a Barrister at Murray Chambers in Adelaide, South Australia.

#### **Air Commodore Chris Hanna CSC and Bar**

Air Commodore Hanna was admitted as a barrister and solicitor of the Supreme Court of Victoria in 1992 and practised as a military lawyer since that time. He served in the permanent Royal Australian Air Force (RAAF) during the period 1990 to 2018 before transferring to the RAAF reserve holding the rank of Air Commodore. His last role in the permanent RAAF was as Director General Australian Defence Force Legal Services. Of note, during his Air Force career he previously held the posts of Director of Operations and International Law and Director Legal at Headquarters Joint Operations Command. He deployed to the Middle East on two occasions (Kuwait and Iraq). He holds a Bachelor of Laws with honours from the University of Tasmania and a Master of International Law from the University of Sydney. He is a member of the Australian Red Cross International Humanitarian Law Advisory Committee in the Australian Capital Territory.

#### **Professor Eric Tablot Jensen**

Eric Talbot Jensen teaches and writes in the areas of Public International Law, Criminal Law, The Law of Armed Conflict, International Criminal Law, Cyber Law and National Security Law. His recent scholarship has appeared, among others, in the Texas, Temple, Houston, and Israel Law Reviews; the Virginia,



Stanford, Chicago, Michigan, and Minnesota Journals of International Law; the Stanford Law and Policy Review; and International Law Studies. Professor Jensen is a co-author on a law school casebook on the Law of Armed Conflict and a student treatise on National Security Law for Aspen Publishing and a co-author on an Oxford University text analyzing application of the laws of war to the war on terror. He was a member of the group of experts that produced both the Tallinn Manual on the International Law Applicable to Cyber Warfare and the recently released Tallinn Manual 2.0 on the International Law Applicable to Cyber Operations.

Professor Jensen recently returned to BYU Law School after serving for one year as the Special Counsel to the Department of Defense General Counsel. Prior to joining the BYU law faculty in 2011, Professor Jensen spent 2 years teaching at Fordham Law School in New York City and 20 years in the United States Army as both a Cavalry Officer and as a Judge Advocate. During his time as a Judge Advocate, Professor Jensen served in various positions including as the Chief of the Army's International Law Branch; Deputy Legal Advisor for Task Force Baghdad; Professor of International and Operational Law at The Judge Advocate General's Legal Center and School; legal advisor to the US contingent of UN Forces deployed to Skopje, Macedonia as part of UNPREDEP; and legal advisor in Bosnia in support of Operation Joint Endeavor/Guard.

#### **Lieutenant Colonel James T. Hill**

Lieutenant Colonel Hill is currently the Deputy Staff Judge Advocate for Eighth Army. He has the following degrees: BS – Missouri Valley College (1997); JD – Western New England College School of Law (2000); LLM – Judge Advocate Graduate Course (2010); and Masters, Strategic Studies, Italian Joint Staff Course (2014). Lieutenant Colonel Hill has been a member of the California State Bar and in good standing since June 2001.

Lieutenant Colonel Hill has authored the following: 'Achieving Transparency in the Military Panel Selection Process with the Preselection Method' Military Law Review, Fall 2010; 'Warrior King: The Triumph and Betrayal of an American Commander in Iraq' Book Review, Military Law Review Winter 2010; 'Jus in Bello Futura Ignotus: the United States, the International Criminal Court, and the Uncertain Future of the Laws of Armed Conflict,' Military Law Review Winter 2015; 'Targeting, the Law of War, and the Uniform Code of Military Justice,' Vanderbilt Transnational Law Journal, May 2018 (co-author); and 'The U.S. Army's "Targeting and the Law of War Administrative Investigations & Criminal Law Supplement"' 30 May 2017.

Lieutenant Colonel Hill deployed twice to Afghanistan, and once to Iraq, for a total of nearly two years. In 2017, LTC Hill authored the United States Army Law of War Targeting Guide, approved by The Judge Advocate General on 30 May 2017, which is the first Department of Defense publication to explain how the Law of War, including the 1949 Geneva Conventions and International Command Responsibility, is enforceable under the Uniform Code of Military Justice.

#### **Professor Jann Kleffner**

Prof. Dr. Jann K. Kleffner LL.M. is Professor of International Law and Head of the Centre for International and Operational Law at the Swedish Defence University. His research is on public international law, with a special focus on the international law of military operations, including the law of armed conflict and peace operations, jus ad bellum, international criminal law, and human rights law. He has published widely in these fields (more than 80 publications).

After studies in Germany, the UK and The Netherlands, Jann K. Kleffner obtained LL.M. and PhD degrees in international law from the University of Amsterdam Law School in The Netherlands. Prior to joining the Swedish Defence University, he was Assistant Professor of International Law and Deputy Programme leader of the research programme on 'The Role of Law in Armed Conflict and Peace Operations', at the University of Amsterdam. Professor Kleffner has been a fellow of the Geneva Academy of International Humanitarian Law and Human Rights, the Institute for International and Comparative Law in Africa at the University of Pretoria, and of DePaul University Law School, Chicago, USA.

Professor Kleffner has served as expert and consultant for a number of states and inter-governmental and non-governmental organisations, including the United Nations, the International Committee of the Red

Cross, the International Criminal Court, the International Criminal Tribunal for the Former Yugoslavia and the International Law Association. He has also advised law firms in the areas of the law of armed conflict and international criminal law, in addition to fulfilling a number of editorial functions.

#### **Colonel S.C.A Lambert, CSC, (ARUN)**

Colonel Lambert joined the Australian Army in 1991. Since that time he has served on operations in East Timor, Iraq and Afghanistan and was the adviser to commander Deployable Joint Force Headquarters during OP PLUMBOB in Fiji.

Colonel Lambert also served on exchange with the British Army. During that time he deployed on numerous NATO and Permanent Joint Force Headquarters exercises across Europe. He also presented components of the outreach program to the partnership for peace nations in Bulgaria.

He has served as the Director of Army Legal Services and with Special Operations Command and was awarded the Conspicuous Service Cross.

Colonel Lambert is currently posted as the Director of the Military Law Centre in Sydney, responsible for the training of over 500 ADF legal officers in operations law and military justice and is also the Deputy Director of the Asia Pacific Centre for Military Law overseeing the training of over 500 international students each year in international humanitarian law and human rights law.

#### **Associate Professor David Letts**

Associate Professor David Letts is the Director of the ANU College of Law's Centre for Military and Security Law where his academic teaching and research interests centre on the application of the law to all aspects of military legal practice, the law of the sea, maritime security law and the law of naval warfare. David has lectured extensively on these subjects in the Asia Pacific region, and as a maritime law consultant he regularly supports the capacity building activities of the UN Office on Drugs and Crime, the Centre for Humanitarian Dialogue as well the International Committee of the Red Cross in the Asia Pacific Region. David also has an ongoing role in the APCML's regional teaching program.

#### **Dr Inbar Levy**

Dr Inbar Levy completed her DPhil in Law at University College, Oxford, where she was awarded the Modern Law Review Doctoral Scholarship and the Oxford Faculty of Law Scholarship. Her doctoral project, titled 'Behavioural Analysis of Civil Procedure Rules', written under the supervision of Professor Adrian Zuckerman, investigated the implications of findings derived from empirical behavioural psychology for legal reasoning and practice.

Inbar had been awarded a Joint Law and Psychology LLB with Magna Cum Laude honours and subsequently an LLM with similar honours from the Hebrew University of Jerusalem. Before going to Oxford, she served as a legal advising officer in the Military Advocate General unit of the Israeli Defense Forces. Inbar has previously held a Visiting Research Fellow position at Columbia Law School in the City of New York and a Visiting Researcher position at Harvard Law School.

Inbar joined Melbourne Law School as a Lecturer in 2015, after a short period as a postdoctoral fellow at the Centre for the Study of Rationality and the Sacher Institute in Jerusalem. Her primary research areas are procedural justice and empirical legal research, with a particular interest in behaviour and decision-making, access to justice and institutional design.

#### **Associate Professor Rain Liivoja**

Rain Liivoja is an Associate Professor at the TC Beirne School of Law, The University of Queensland. He also holds the title of Adjunct Professor of International Law at the University of Helsinki, where he is affiliated with the Erik Castrén Institute of International Law and Human Rights.

Rain's current research focuses on the legal and ethical challenges associated with the military applications of science and technology generally and biosciences specifically. His broader research and teaching interest include the law of armed conflict, human rights law and the law of treaties, as well as international and comparative criminal law. Rain serves as Treasurer of the Australian and New Zealand



Society of International Law and as a member of the Board of Directors of the International Society for Military Law and the Law of War. He is a Co-Editor-in-Chief of the *Journal of International Humanitarian Legal Studies*.

Before joining the University of Queensland, Rain held academic appointments at the Universities of Melbourne, Helsinki and Tartu. He has been a visiting scholar at Georgetown University, and a visiting lecturer at the Estonian National Defence College and the Riga Graduate School of Law. Rain holds an undergraduate degree in law from the University of Tartu, and a masters and a doctorate in public international law from the University of Helsinki. He completed a Graduate Certificate in University Teaching at the University of Melbourne.

### **Marc Linning**

Marc Linning brings 14 years of humanitarian Protection and Prevention experience to the team. Prior to joining CIVIC, he was as a Delegate of the International Committee of the Red Cross (ICRC). Working with civilians and detainees in contexts, such as Israel and the Occupied Palestinian Territories, the Persian Gulf region, the U.S. and Colombia, Marc analyzed and communicated humanitarian Protection issues to relevant state and non-state actors. When based out of Geneva from 2010 to 2012, he revised ICRC's global dialogue approach towards U.S. military -and security stakeholders. As Head of ICRC's Protection programs for the US and Canada between 2013-2016, Marc engaged relevant authorities to reduce and mitigate against humanitarian consequences linked to the conduct of hostilities of US, and US-partnered operations worldwide. He oversaw ICRC's Protection work at Guantanamo Bay and worked with US immigration authorities to address protection concerns for Mexicans upon their deportation. Marc holds a Masters Degree in Intelligence and International Security from King's College London and a Bachelors degree in Arabic and Politics from the School of Oriental and African Studies (SOAS). He is fluent in English, German, French, and Spanish while trying to keep up his Arabic.

### **William McDermott**

William McDermott is a Project Officer in the Policy and Research Division, where he oversees the ombuds institutions programme. His primary responsibilities include organizing the International Conference of Ombuds Institutions for the Armed Forces, an annual conference which gathers ombuds institutions from over 50 countries to share good practices and lessons learned, and to develop increased cooperation, as well as coordinating and publishing research on the topic. William has published numerous resources, including the "Handbook on Ombuds Institutions for the Armed Forces." William also contributes to DCAF's programme on democratic governance, focusing on issues such as intelligence oversight, parliamentary oversight of the security sector, and human rights and fundamental freedoms of armed forces personnel. William is currently revising the 2007 DCAF-ODIHR "Handbook on Human Rights and Fundamental Freedoms of Armed Forces Personnel". The revised handbook will capture developments in human rights policy in the OSCE region over the previous decade, and is expected to be published later this year.

Prior to joining DCAF, William worked in a variety of positions in the field of disarmament and security issues, including the secretariat of the Anti-Personnel Mine Ban Convention, the United Nations Institute of Disarmament Research (UNIDIR) and Human Rights Watch's Arms Division. William received his Master's Degree in International Affairs from the Graduate Institute of Geneva (IHEID), concentrating in security and conflict management. William received his Bachelor's degree from Northeastern University in Boston, USA.

### **Dr Carrie McDougall**

Dr Carrie McDougall re-joined Melbourne Law School in 2018, after nearly a decade working for the Australian Department of Foreign Affairs and Trade (DFAT).

While at DFAT she served first as a Legal Specialist and Assistant Director of the International Law Section. In this role she provided advice on the jus ad bellum, international criminal law, international humanitarian law, the responsibility to protect and the protection of civilians. This included advice on Australian operations in Syria, Iraq and Afghanistan, and on the full suite of legal issues considered during Australia's term on the United Nations Security Council. Carrie regularly represented Australia in international meetings, including the International Criminal Court's Assembly of States Parties, and

played a critical role in international negotiations, including those relating to the downing of Flight MH17. Immediately before re-joining the Law School, she served as the Legal Adviser at Australia's Mission to the United Nations in New York. Among other things, she represented Australia in the UN General Assembly's Sixth Committee, where she served as Vice President, and led Australia's engagement on the Responsibility to Protect. She also played a significant role in negotiations on the establishment of the International, Impartial and Independent Mechanism for Syria.

Prior to joining DFAT, Carrie was a Research Fellow at Melbourne Law School, working with the Asia Pacific Centre for Military Law and the Australian Civil Military Centre to draft Guidelines on the Protection of Civilians by Peace Support Missions for the African Union. Before that, Carrie held positions as a Law School Sessional Lecturer and Solicitor.

Carrie holds a PhD in international criminal law from Melbourne Law School. She graduated as University Medallist with First Class Honours in Law and Arts from the University of Tasmania. She is admitted as a barrister and solicitor of the Supreme Court of Victoria and the High Court of Australia. She is currently serving as Chair of the International Humanitarian Law Advisory Committee of the Victorian Division of the Australian Red Cross, and as a member of the Council of Advisers of the Global Institute for the Prevention of Aggression.

Carrie is the author of *The Crime of Aggression under the Rome Statute of the International Criminal Court* (Cambridge University Press, 2012). The jus ad bellum, international criminal law and international humanitarian law are her primary areas of research.

#### **Professor Rob McLaughlin**

Prof Rob McLaughlin is Director of the Australian Centre for the Study of Armed Conflict and Society at UNSW Canberra. He researches, publishes, and teaches in the areas of Law of Armed Conflict, Law of the Sea, Maritime Security Law and Maritime Law Enforcement, and Military Law. He routinely engages in research activities, and course development and delivery, with the ICRC, the Australian Red Cross, the International Institute for Humanitarian Law, and the UN Office on Drugs and Crime.

Rob came to academia after a career in the Royal Australian Navy as a Seaman officer and a Legal officer. Consequently, his research interests are primarily focused around issues of practical operational significance.

His legal roles included as the Fleet Legal Officer, the Strategic Legal Adviser, as a Counsel Assisting the HMAS SYDNEY II Commission of Inquiry, Director Operations and International Law, and Director Naval Legal Service.

#### **Brigadier-General Dr Aziz Mohammed**

Born in Suva, Fiji and educated at Gospel High School. He attained his tertiary education from Bond University in Australia, graduating with a Bachelors of Law (LLB) in 1995, Masters of Law (LLM) in 2000 and Doctor of Legal Science (SJD) in 2008.

Enlisted into the Fiji Military Forces in 1986 and was commissioned as a Second Lieutenant in the same year. He rose through the files attaining the current rank of Brigadier-General in December 2009.

Brigadier-General Mohammed served on active duties overseas in particular Lebanon, Sinai in Egypt and in Iraq. During this Tour of Duties he held the appointment of Platoon Commander, Adjutant, Company Second-in-Command and as a Military Observer during his tour in Iraq.

At home he served as a Staff Officer at Headquarters Republic of Fiji Military Forces and as a Lawyer at the Directorate of Army Legal Services prior to being appointed Director in 2001. In 2008 he was appointed Chief of Staff of the Republic of Fiji Military Forces.

In 2014, Brigadier-General Aziz Mohammed was appointed the Deputy Commander of the Republic of Fiji Military Forces, a position he holds since.

Brigadier-General Mohammed is married to Dr Lubna Rizvia and they have three children.

### **Associate Professor Cameron Moore**

Cameron Moore is an Associate Professor at the Australian National Centre for Ocean Resources and Security (ANCORS) at the University of Wollongong. He is also a visiting Associate Professor with Centre for Military and Security Law and the Centre for International and Public Law at the Australian National University as well as a Senior Lecturer in the School of Law at the University of New England (UNE), Armidale, NSW. He has previously been the Academic Master of Robb College at UNE. His publications include the books *Crown and Sword: Executive Power and the Use of Force by the Australian Defence Force* (2017) and *ADF on the Beat: A Legal Analysis of Offshore Enforcement by the ADF* (2004) and other articles and chapters on the Australian Defence Force and maritime security.

Between 1996 and 2003, Cameron was a Royal Australian Navy Legal Officer. His legal experience includes service at sea as well as advising at the strategic level on a number of ADF deployments, ongoing fisheries and border protection operations and the Tampa incident. Cameron is still an active Navy reservist. He had a brief deployment to Afghanistan in 2010. He completed a PhD thesis through the Australian National University in 2015 on the Australian Defence Force and the Executive Power and he was made a Fellow of the Royal Geographical Society in the same year.

### **Professor Bruce Oswald**

Bruce “Ossie” Oswald is a Professor and Director of the Asia Pacific Centre for Military Law in the Melbourne Law School at the University of Melbourne.

His interests in law and practice are in the areas of international humanitarian law, peace operations, state building, accountability and responsibility, and the application of human rights law to military operations.

Ossie has served in the Australian Regular Army as a legal officer. He has seen operational service in Rwanda, the Former Yugoslavia, East Timor, Iraq and Afghanistan. He has provided legal advice and held staff appointments as a legal officer at tactical, operational and strategic levels.

### **Anne Quintin**

Anne Quintin is the head of the Advisory Service on International Humanitarian Law (IHL) at the International Committee of the Red Cross (ICRC). Over her ten years with the ICRC, she has held various positions, both at headquarters in Geneva and in the Washington, DC delegation. From 2015 to 2018, she was the legal adviser in charge of IHL training.

Ms Quintin also worked for the Geneva Academy of International Humanitarian Law and Human Rights and for the San Remo Institute. She has also held academic positions, including as a visiting lecturer at the Paris School of International Affairs (Sciences Po Paris) and at the Elliott School of International Affairs at George Washington University, and as a visiting scholar at the Asia Pacific Centre for Military Law at the University of Melbourne. She has published articles and chapters on IHL as well as the third edition of *How Does Law Protect in War*, as a co-author alongside Marco Sassòli and Antoine Bouvier.

Ms Quintin recently submitted her PhD on IHL at the University of Geneva, and will have her defence in May 2019.

### **Sir Adam Roberts KCMG FBA**

Adam Roberts is Senior Research Fellow of the Centre for International Studies in Oxford University's Department of Politics and International Relations. He is also Emeritus Professor of International Relations at Oxford University, and Emeritus Fellow of Balliol College, Oxford.

He was President of the British Academy (2009-13). He is an Honorary Fellow of the London School of Economics & Political Science (1997- ), of St Antony's College Oxford (2006- ), and of the University of Cumbria (2014- ). He has been awarded Honorary Doctorates by King's College London (2010), Aberdeen University (2012), Aoyama Gakuin University, Tokyo (2012), and Bath University (2014). He is a Foreign Honorary Member, American Academy of Arts and Sciences (2011- ), and a Member of the American Philosophical Society (2013- ). He was a member of the Council of the International Institute for Strategic

Studies, London (2002-8); member of the UK Defence Academy Advisory Board (2003-15); and member, Board of Advisers of the Lieber Institute for Law and Land Warfare, at the United States Military Academy, West Point, September 2016– .

He was born in Penrith, England, on 29 August 1940. His first degree was BA in Modern History at Oxford University (1962). His interests include mountaineering and cycling.

### **Sue Robertson**

Sue Robertson is the Assistant Secretary of the International Human Rights Law Branch of the Commonwealth Attorney-General's Department. Previously she worked for the Department of Foreign Affairs and Trade including as the international legal adviser at the Australian Permanent Mission to the United Nations in New York. Sue has held various international legal policy positions in the United Nations in the High Commissioner for Refugees in Egypt, the UN Development Program in Bhutan and the Department of Peacekeeping Operations in Sudan. She has a LLB (Hons) and BA (Hons) from Melbourne University and an LLM (First Class Hons) from Australian National University.

### **Lieutenant Colonel Lauren Sanders**

Lieutenant Colonel Sanders has deployed in numerous roles, including to East Timor, Afghanistan and most recently to Iraq as the Deputy Staff Judge Advocate for the Combined Joint Land Forces Component Command – Operation Inherent Resolve. This operational experience has included various Rule of Law projects in prosecutions and judicial capacity building, Detention Monitoring Team duties, appointment as the Deputy Commander Female Engagement Team Uruzgan (in Afghanistan), and provision of advice on the law applicable to targeting and international humanitarian law generally. Additionally, Lieutenant Colonel Sanders has fulfilled numerous operational positions relating to the ADF contribution to domestic counter terrorism responses, as they relate to Call Out of the ADF under the Defence Act.

Lieutenant Colonel Sanders has held a range of staff and training appointments and numerous postings as a Senior Legal Officer within Defence Legal.

Lieutenant Colonel Sanders is a graduate of the Australian Command and Staff College, holds a Bachelors of Laws, a Bachelor of Arts, a Masters of Laws, a Masters in Defence and Strategic Studies and Postgraduate Diplomas in Military Law. Lieutenant Colonel Sanders' doctoral thesis in international law at the Australian National University is currently under examination.

### **Dr Christoph Sperfeldt**

Christoph Sperfeldt is Senior Research Fellow at the Peter McMullin Centre on Statelessness at Melbourne Law School. He completed his PhD in the School of Regulation and Global Governance (RegNet) at the Australian National University. Christoph was Deputy Director at the Asian International Justice Initiative, a joint program of the East-West Center and the WSD Handa Center for Human Rights and International Justice, Stanford University, where he has supported human rights and rule of law capacity-building efforts in Southeast Asia. Prior to this, he was Senior Advisor with the Gesellschaft für Internationale Zusammenarbeit (GIZ) in Cambodia.

### **Brigadier Darren Stewart OBE**

Brigadier Stewart has served in several appointments during his career in the Army Legal Services including operational, prosecution and training posts. He deployed to Kosovo in 1999 as the legal adviser to Commander British Forces. Over the period 2000 - 2003 whilst serving at the UK Permanent Joint Headquarters, Brigadier Stewart saw further operational duty in Sierra Leone, the Balkans, the Middle East and Afghanistan acting as the legal adviser to Commanders of British Forces in each of these theatres.

Brigadier Stewart was posted to SHAPE in 2003 as the Assistant Legal Adviser (UK) with responsibility for providing legal advice on Host Nation and Logistic matters across NATO including participating in the production of various NATO policy documents and negotiating a Strategic Airlift MOU with the Russian Federation. From 2005 – 2006 he also served as the Commander Legal, Headquarters Northern Ireland where he was heavily involved in legal issues associated with the normalisation process in Northern Ireland, including the development of UK legislation relating to

enduring military support to civil authorities.

In August 2006 Brigadier Stewart was posted to Headquarters Allied Rapid Reaction Corps (HQ ARRC) and deployed to Afghanistan as the Chief Legal Adviser, HQ International Security Assistance Force for Afghanistan (ISAF) from August 2006 – March 2007. In 2009 Brigadier Stewart was appointed Director of the Military Department, International Institute of Humanitarian Law, Sanremo Italy. Brigadier Stewart served as Chief of Staff, Directorate of Army Legal Services at Army Headquarters Andover and subsequently Assistant Director Administrative Law from 2012 – 2015. He was appointed Deputy Assistant Chief of Staff – Legal, Headquarters Field Army in November 2015. Brigadier Stewart assumed his current appointment as of Head of Operational Law for the British Army in October 2016. In May 2012 Brigadier Stewart was appointed on a part time basis to the judicial appointment of Assistant Coroner for Inner West London (Westminster) and in September 2015 he was appointed an Assistant Coroner for the County of Surrey. Brigadier Stewart was elected to the Council of the International Institute of Humanitarian Law in March 2017 and as Vice President of the International Society of Military Law and the Law of War (ISMILLW) in 2018.

#### **Wing Commander Alec Tattersall**

Wing Commander Alec Tattersall has been a permanent member of the Royal Australian Air Force (RAAF) since 1996. Recent postings include; Headquarters Joint Operations Command, Air Force Headquarters, the Directorate of Operations and Security Law, and the CAF Fellowship (undertaking a Masters in Philosophy focussed on AWS). Threaded through these postings are operational deployments to the Middle East and domestically for counter-terrorism. More recently he was the Defence Legal representative to the UNGGE on LAWS in 2017/18, and is currently posted to the Australian Signals Directorate as a Special Counsel.



#### Disclaimer

The University has used its best endeavours to ensure that material contained in this publication was correct at the time of printing. The University gives no warranty and accepts no responsibility for the accuracy or completeness of information and the University reserves the right to make changes without notice at any time in its absolute discretion.

Users of this publication are advised to reconcile the accuracy and currency of the information provided with the relevant faculty or department of the University before acting upon or in consideration of the information. Copyright in this publication is owned by the University and no part of it may be reproduced without the permission of the University.

When dealing with personal or health information about individuals, the University of Melbourne is obliged to comply with the Information Privacy Act 2000 and the Health Records Act 2001.

For further information refer to: <http://policy.unimelb.edu.au/MPF1104>



## AUSTRALIA-MYANMAR

### ISSUE

Australia's defence engagement with Myanmar.

#### KEY FACTS AND FIGURES

- December 2012 – Defence engagement with Myanmar commenced.
- Financial Year 2013/14 – Defence Cooperation Program established.
- January 2014 – first Defence Attaché appointed.
- 21-22 March 2017 – Inaugural Defence Cooperation Talks conducted in Nay Pyi Taw.
- 2017 – Chiefs of Service engagement commenced.
- Defence cooperation budget in Financial Year 2018/19 is \$257,000.

### HEADLINE RESPONSE

#### Myanmar Defence Cooperation - Vetting process

- All foreign military personnel seeking entry to Australia for training, including those from Myanmar, are required to apply for an appropriate visa.
  - As part of that process conducted by Home Affairs, applicants must meet visa criteria, including character and national security requirements, which can take into account past military service.
- Defence staff at Post in Yangon look to ensure, to the extent possible, that participants in our programs have not committed the sorts of human rights violations seen in Rakhine State.
- The Department of Defence in Canberra does not conduct vetting.
- Defence engagement supports training for Myanmar military officers in military law, and the importance of adhering to international and humanitarian law.

- Defence believes there is value in continuing to seek positive change in the Myanmar military through the Defence Cooperation Program.

s22





QB19-000056

s22

- | [REDACTED]
- | [REDACTED]
- | [REDACTED]
- | [REDACTED]
- | [REDACTED]
- | [REDACTED]

## Defence Cooperation Program

- As of 24 January 2019, 38 per cent (\$98,851) of the Defence Cooperation Program budget with Myanmar has been expended.
- This expenditure has included the following activities:
  - **English language training (\$44,769):** which facilitates Myanmar military access to further education outside Myanmar promoting adherence to and respect for international humanitarian law.
  - **Defence Cooperation Scholarship Program (\$42,047):** the current student is undertaking a Masters of Peace and Conflict Studies including modules on human rights, peace and justice.
  - **Joint Training Program courses in Australia:** Myanmar took up two positions on the Health Aspects of Disasters – Joint Training Course in December 2018 (\$8,608). Future offers include places on rules of engagement, United Nations peacekeeping, and law of peace and maritime operations courses.

*[Please refer to attached table for more detail on training and education offers for FY18/19.]*

- Future activities will include Defence Cooperation Talks between Australia and Myanmar, which will be held at the director level on 14 March 2019 in Nay Pyi Taw, Myanmar.

## RELEVANT MEDIA

*Nil.*

## QUESTIONS ON NOTICE

### SSCFADT Questions on Notice Additional Estimates Hearing 29-30 May2018

- In **QON 120 – Myanmar –Defence Cooperation** Senator Whish-Wilson asked:
  1. What is the current extent of the Australian Government's defence cooperation and engagement with Myanmar?
    - a. How many joint exercises or trainings have taken place?
    - b. Where did they occur?
    - c. What personnel were involved?
  2. Given allegations of crimes against humanity, ethnic cleansing and other serious human rights abuses against the Rohingya perpetrated by

the Myanmar security forces, as well as recent reports that abuses by the same units continue in Kachin and Shan states, will the Australian government follow the response of the UK Government and the European Union and suspend future defence engagement and cooperation with Burma?

Response lodged **13 July 2018**.

#### Other Questions on Notice

- In **QON 121 – Myanmar – Security Forces** Senator Whish-Wilson asked:
  1. Has the Australian Defence Minister raised concerns about ethnic cleansing and crimes against humanity against the Rohingya by the Myanmar security forces directly with the leader of Myanmar's Armed Forces Min Aung Hlaing?
    - a. If so, how were these concerns raised and how many times?
    - b. What was the response?
  2. Has the Chief of the Australian Defence Force raised concerns with Myanmar's Armed Forces about ethnic cleansing and crimes against humanity committed by security forces against the Rohingya?
    - a. At what level were these concerns raised?
    - b. How were these concerns raised and how many times?
    - c. What was the response?

Response lodged **13 July 2018**.

s22

Contact: s47F DSEAM,  
s4/r

Min ID: QB19-000056  
Division: International  
Policy Division

QB19-000056

**Cleared by:** Zoe Cameron, Assistant Secretary  
South and South East Asia  
s47F

**Created:** 24 Jan 2019  
**Updated:** 4 Feb 2019

**Consulted:** DFAT Myanmar Section

**Talking Points for Ambassador Faulkner's meeting with  
Myanmar's Commander-in-Chief, Senior General Min Aung Hlaing**

s22



### Defence dialogue

- Welcome the opportunity to continue to discuss security issues like Rakhine and our broader defence engagement with you.
- Look forward to engaging further during the visit by a team from Canberra for Defence Cooperation Talks in Nay Pyi Taw on 14 March 2019.
- This will provide an opportunity to discuss
  - the current regional strategic outlook,
  - the aims of our defence cooperation, and
  - the training objectives for the ensuing year.
- Australia continues to support visits to Australia below the one-star level.
  - We look forward to continuing our high-level engagement in multi-lateral forums, and I (HOM Faulkner) would welcome the opportunity to engage with you on a regular basis.

### Concluding remarks

- Australia sees benefit in continuing our defence cooperation with Myanmar, and in assisting you in all efforts for reform and reconciliation.
- A key part of this will be accountability.
  - We encourage Myanmar and its Commission of Enquiry to engage with international accountability processes and pursue justice for those who have experienced human rights abuses in Rakhine State and elsewhere in Myanmar.
  - We encourage Myanmar to cooperate with an international accountability mechanism when it is established *[as recommended by the FFM and approved by UN General Assembly 3<sup>rd</sup> Committee resolution on 16 November 2018, budget approved by UNGA 5<sup>th</sup> Committee on 22 December]*.
- With positive progress on reconciliation, resolving underlying issues in Rakhine State, and addressing accountability for reported atrocities, we hope to be able to enhance our Defence engagement in the future.

s22

## **Defence Cooperation Program**

### **Education and Training**

Defence education and training will continue to focus on:

- English language training in Myanmar;
- humanitarian assistance and disaster relief;
- military operations law;
- international law;
- international humanitarian law;
- peacekeeping;
- rules of engagement;
- governance and financial management; and
- emergency management.

Two Tatmadaw personnel attended the December Health Aspects of Disaster Course;

- two are currently taking part in the United Nations Peacekeeping Officers Course;
- Myanmar has accepted two places on the March Law of Peace Operations Course; and
- we hope to have up to two officers on the March Respecting Military Law Conference.

Welcome Myanmar's ongoing involvement in the Defence Cooperation Scholarship Program. One officer is currently studying Peace and Conflict Studies in Australia and preparations are underway for another officer to join the ASEAN Scholarship in the middle of this year. The ASEAN scholarship was announced by the Prime Minister at the Australia-ASEAN Special Summit in 2018: one officer from each ASEAN country and one Australian will constitute the cohort.



**ADF Indo-Pacific Centre  
For Military Law**  
Building 113  
Victoria Barracks - Sydney  
PADDINGTON, NSW, 2021  
Tel: (02) 8335 5635  
IPCML@defence.gov.au

## See Distribution

## POST ACTIVITY REPORT—SCOPING VISIT—MYANMAR—09-13 MAR 2020

### Introduction

1. It is intended that the ADF Indo Pacific Centre for Military Law (ADF IPCML) will conduct operations law training for the armed forces of Myanmar (Tatmadaw) in Myanmar over the period 08-19 Jun 2020. Prior to commencement of the course, IP Div and DFAT decided that a scoping visit should occur to gain an understanding and appreciation of how the Tatmadaw teach International Humanitarian Law (IHL), International Human Rights Law (IHRL), Rules of Engagement (ROE) and Military Justice (MJ) to their members. As a consequence, COL Arun Lambert (Director Military Law Centre) was identified to conduct a scoping visit of the following Tatmadaw training facilities:

- a. National Defence College – Naypyitaw
- b. Defence Services Administrative Training School – Pyin Oo Lwin
- c. Myanmar Army Combat Forces School - Bahtoo

### Background

2. By way of background the ADF IPCML is a regional centre of excellence in military law, which supports a stable and secure Indo-Pacific region, a rules-based global order, and respect for international law. The mission of the Centre is to promote respect for the rule of law and compliance with international law in military operations through training, international engagement, and related activities with partners from the Indo-Pacific region. The ADF IPCML reflects the Defence White Paper's focus on increased international engagement and training in order to promote a stable Indo-Pacific region and a rules-based global order.

3. The ADF IPCML's activities aim to make a positive contribution to security and stability in the Indo-Pacific region by promoting respect for the rule of law, and compliance with international law. The main objectives of the ADF IPCML are to:

- a. Deliver legal training courses and capacity building activities for military officers from the Indo-Pacific region, so they are trained to conduct operations in accordance with the law;



- b. Conduct workshops, seminars and other activities designed to operationalise the law, and explore topical military law and international law issues within a regional context;
- c. Develop a panel of experts comprised of Australian and international academics and practitioners to provide instructional support, conduct research, and contribute to the ADF's discourse on military law; and
- d. Establish collaborative partnerships and maintain contacts through outreach initiatives with other military and government establishments, academia, international law bodies, and civil society representatives within Australia and overseas to encourage the mutual exchange of ideas and experiences, and to benchmark best practice in military law training.

s22



s22



s22



s22



s22



s22

### Scoping visit

40. On 09 Mar 2020, COL Lambert commenced his scoping visit of the education and training provided by the Tatmadaw to its members on IHRL, IHL and MJ. He arrived in Yangon and was met by COL Paul Bruce (DA Myanmar), s47F (Defence Support Officer) and s47F (Administrative Assistant) from the Australian Embassy. The delegation then travelled to Naypyitaw for discussions the following day.

41. On 10 Mar 2020, the delegation visited the National Defence College (NDC) in Naypyitaw to discuss the purpose of the scoping visit and were met by s47F, Head of the Asia-Pacific Department, Office of Strategic Studies, who was representing the Office of the Chief of Armed Forces Training (OCAFT). The meeting was also attended by s47F, an instructor at NDC. During discussions it was revealed that IHL, IHRL and MJ education and training is provided at six stages of the officer training continuum and during Pre-Command Courses (PCC), including their Platoon (Pl) Commanders' Course (LT – CAPT), Company (Coy) Commanders' Course (CAPT – MAJ),

Battalion (Bn) Commanders' course (MAJ - LTCOL), PCC (CO), Command and Staff Course (CSC) (LTCOL – COL), NDC (COL – BRIG) and Senior Officers' Law Course (BRIG).

42. During their Pl, Coy and Bn Commander's courses, officers are taught IHL, IHRL and MJ at the Combat Forces School in Bahtoo. If officers are selected for unit command they also undertake extensive formal legal training of six months duration on a PCC at the Officer Training School (OTS) in Hmawbi. The PCC course is delivered by lecturers from Yangon University, Attorney-General's Department, Supreme Court and Judge Advocate Generals (JAGs) over a period of six months, which is identical to the Senior Officers' Law Course. The subjects taught on the PCC include civil criminal law, civil criminal procedure, evidence law, special law, contracts and torts, civil procedure, international law, MJ (Defence Special Act and Rules), commercial law, land law, labour law, constitutional law, IHL and IHRL, and family law.

43. During special law, students receive instruction for six days on anti-corruption law, cyber and electronic law, marriage law, protests and demonstrations, media law, anti-money laundering, counter-terrorism, public protection law, gambling law, human trafficking law, citizenship law, arms law, anti-narcotics law, and official secrets.

44. During international law, students receive instruction for six days on the development of international law, definition of international law, sources of international law, treaties and conventions, domestic and international law, State recognition, State jurisdiction, international institutions, legal aspects of international law, UN and principle organs, European Union (EU), Association of Southeast Asian Nations (ASEAN), resolution by peaceful means, ICJ, ICC, compulsory settlement of disputes, international intervention, law of aggression, UN Charter, environmental law, and the UN Convention on the Law of the Sea (UNCLOS).

45. During MJ training, students receive six days' instruction on the *Defence Services Act 1959* and *Rules*. The *Defence Services Act* has the following 18 parts:

- a. Part I - Preliminary provisions and definitions.
- b. Part II - Regulates application of the Act.
- c. Part III – Deals with commission, enrolment and attestation.
- d. Part IV – Provides for termination of service, power to modify certain fundamental rights, retirement, discharge and dismissal.
- e. Part V – Service privileges.
- f. Part VI – Offences.
- g. Part VII – Punishments.
- h. Part VIII – Penal deductions.
- i. Part IX-XIV – Regulate procedures before court martial.
- j. Part XV – Special procedures in relation to ships.
- k. Part XVI – Provides for dealing with property of deceased persons, deserters and mentally impaired persons.
- l. Part XVII – Regulates appeals from court martial.
- m. Part XVIII – Provides for power to make rules

Students also receive training on the *Defence Services Rules*, including Chapter VI concerning Courts of Inquiry.



46. During IHL and IHRL training, students receive six days' training on the Geneva Conventions and Additional Protocols, the Universal Declaration of Human Rights and the nine major human rights conventions listed in the table above.

47. The assessment regime for the PCC includes open book exams for each of the 14 modules, and then a closed book exam at the conclusion of each of the two semesters. In addition, students must submit a 30 page assignment at the end of the first semester, and a 50 page assignment at the end of the second semester. On successful completion of the course, students receive a graduate diploma in law. The course has been conducted using this format since at least Jan 2018. The visit was unable to determine the extent of legal training delivered prior to 2018.

48. If officers are selected for CSC they attend the Defence Services Staff College in Kalaw, which is normally after completion of unit command. Students are provided operations law training for two days by JAG officers, and IHRL for two days by the Myanmar National Human Rights Commission (MNHRC).

49. If officers are selected to attend NDC they complete 14 sessions on IHL and IHRL during their course.

50. Following the initial meeting, the delegation was met by s47F and s47F from the Office of the Judge Advocate General (OJAG) to discuss the formation, structure, and education and training continuum of Tatmadaw JAG officers. There are approximately 100 JAG officers in the Tatmadaw, who are posted to general and regional headquarters and give advice and training on operations law and MJ. They are involved in providing advice on IHL, IHRL, ROE, targeting, discipline law and administrative law. They provide advice to commanders at the summary level and at court martial, and are involved in the legal review of trials. They also provide advice on inquiries into operational incidents and conduct legal reviews of inquiries.

51. After completing a civilian university degree in law, prospective JAG officers are appointed and complete a nine month initial officer training course, followed by a three month legal officer initial training course. They then complete a Master's degree in law at Yangon University, and others go on to compete PhDs. The Tatmadaw now also have a program to appoint individuals who have already attained their Masters' degree, prior to joining the Tatmadaw. JAG officers also have the opportunity to undertake operations law training at the International Institute of Humanitarian Law (IIHL) in San Remo, Italy; operations law courses at the ADF Indo-Pacific Centre of Military Law in Sydney, Australia; and the Defense Institute of International Legal Studies in Newport, Rhode Island, United States.

52. The JAG officers advised that although the Government of Myanmar had not signed Additional Protocol I and II of the Geneva Conventions on the protection of victims of international and non-international armed conflict, it applied to them as a matter of customary international law. The JAG officers also advised that consideration was being given by the Government of Myanmar to becoming a party to the International Covenant on Civil and Political Rights (ICCPR) and the Convention Against Torture (CAT).

53. Discussions with the JAG officers also involved the inquiry, investigation and subsequent outcome of the trials, convictions and pardons concerning the *Inn Din massacre*. Discussions also revolved around the ICOE inquiry, the *Gu Dar Pyin massacre* inquiry, and

other inquiries being conducted into alleged atrocities committed by security forces in Rakhine in 2017.

54. The JAG officers also discussed the *Counter Terrorist Law 2014*, and the designation of certain terrorist groups that could be arrested and detained thereunder. It is, however, unclear which groups have been officially designated as terrorist groups, as the list is not public. When asked whether they believed there was a non-international armed conflict (NIAC) occurring in Myanmar, the JAG officers advised that there was internal violence, but no civil war. In contrast, in her December 2019 appearance at the ICJ, State Counsellor Aung San Suu Kyi said that there was an ‘internal armed conflict’ between ARSA and the Tatmadaw between 2016 and late 2017. The State Counsellor also said there was currently an ‘internal armed conflict’ between the AA and Tatmadaw.

55. In determining what training and education could be provided to the Tatmadaw, it will be interesting to determine whether the violence occurring in Myanmar is characterised as a number of internal disturbances and tensions, or a number of non-international armed conflicts (NIAC), because the law that applies to each of those situations is quite different. If the violence is characterised as the former, then only domestic law and IHRL applies and there is no right to use lethal force otherwise than in self-defence. However, if the violence is characterised as a number of NIACs then domestic law, IHRL (-) (less derogations and limitations), and IHL (-) (Common Art. 3 GCs and AP II) will apply, and lethal force can be used in self-defence and in attack against dissident armed forces, organised armed groups and civilians taking a direct part in hostilities. Following discussions at NDC, the delegation drove to Pyin Oo Lwin.

56. On 11 Mar 2020, the delegation had discussions with officers from the Defence Services Administrative School about the training that senior officers undertake before taking regional command positions (Senior Officer’s Law Course). The team was advised that training for senior officers began in Jan 2018 and involved students completing a six month course delivered by Yangon University, the Attorney-General’s Department, Supreme Court and JAG officers. The same 14 subjects from the PCC, described above, are taught. Those subjects are divided between two semesters of three months. Students complete open book exams for each of the 14 subjects taught. At the conclusion of the first semester, students undertake a closed book exam and submit a 30 page assignment on a topic of their choice, which is confirmed by Yangon University. At the conclusion of the second semester, students complete another closed book exam and submit a 50 page assignment on a topic of their choice, which is also confirmed by Yangon University. At the conclusion of the course, students are awarded a graduate diploma in law. It is evident that this training is the same as training provided on the PCC, and is designed to cover the gap for those officers who have not completed the graduate diploma of law at PCC. Following discussions at the School, the delegation drove to Kalaw.

57. On 12 Mar 2020, the delegation had discussions with the Commandant, s47F and his staff at the Combat Forces School in Bahtoo. The School is responsible for providing training to officers and NCOs during career courses. The School has a dedicated JAG officer, who is responsible along with other staff to provide the training. During Pl, Coy, and Bn Commanders’ courses, which last approximately 16 weeks, students receive 24 sessions of legal training on IHL, IHRL, MJ, and aid to the civil power. JNCO and SNCO receive similar training during their career courses.

58. On 13 Mar 2020, the delegation returned to Yangon for further discussions about the visit. One meeting was attended by s47F, Chief Instructor from the Defence Services Medical Academy, representing s47F; and s47F, representing Yangon University. COL Lambert outlined the mission of the ADF IPCML and advised that his scoping visit found that the Tatmadaw appeared to be delivering extensive formal education and training in IHL, IHRL and MJ, but identified a need for the Tatmadaw to consider operationalising the legal education and training with regard to security clearance operations. He advised that any training conducted by the ADF IPCML would be done in conjunction with Yangon University and Tatmadaw JAGs, and that a proposal concerning the training would be forwarded to the Tatmadaw for consideration and approval.

59. A further meeting was held with s47F from the International Committee of the Red Cross (ICRC). COL Lambert outlined the nature of IHL, IHRL and MJ training being delivered by the Tatmadaw. He explained that the Tatmadaw appeared to be delivering extensive formal education and training in IHL, IHRL and MJ, but might benefit from legal training concerning security clearance operations. s47F agreed that the Tatmadaw might benefit from that training and advised that the ICRC was planning a panel discussion in July to discuss the difference between the conduct of hostilities and law enforcement paradigms. He also advised that the ICRC believed there were currently 10 NIACs occurring in Myanmar and agreed that domestic law, IHL, and IHRL applied to those situations, in varying degrees. COL Lambert invited the ICRC to participate in the training, and s47F agreed they would provide support. s47F also mentioned that the ICRC was keen to have a representative from the ADF IPCML participate in its conduct of hostilities and law enforcement paradigms workshop in July.

60. Following meetings with the Tatmadaw, Yangon University and ICRC, COL Lambert briefed the Head of Mission (HOM) on the outcome of his scoping visit and thanked her and her staff for their support.

## **Recommendation**

61. The formal training continuum provided by the Tatmadaw to its members appears to be quite extensive and demonstrates a willingness on the part of the Tatmadaw to train and educate its members in IHL. If the ADF IPCML was to provide additional training to the Tatmadaw, then that training should be specialised and centred on the type of security clearance operations that led to the incidents that occurred in 2017. The training should be conducted as a workshop, named the Security Operations Legal Training (SOLT) workshop, and include sessions on internal disturbances and tensions, NIACs, resort to use of force, IHL, IHRL, ROE, detention operations, rule of law operations, operational incident management, and accountability. The training should include scenarios to allow commanders to discuss how they would deal with and manage operational incidents.

62. The training should be delivered by instructors from Yangon University, Tatmadaw JAG officers, ICRC, ADF IPCML and Australian Federal Police (AFP). The training could be conducted over a period of two weeks, with workshops being delivered over two days in four separate locations, with commanding officers and operators from each region being invited to attend. If the Tatmadaw were agreeable to that training being conducted, it is suggested that the training take place for around 50 officers each in Naypyitaw, Patheingyi, Mandalay and Taunggyi.

## Conclusion

63. I believe the ADF IPCML can assist to ‘enhance and further strengthen education and training for the Tatmadaw and Myanmar police forces on IHL, IHRL, international criminal law, and ROE’ as envisaged by recommendation six of the ICOE report.

64. I would like to thank the Australian Embassy Staff in Myanmar for hosting COL Lambert during his scoping visit, IP Div for their assistance in making arrangements for COL Lambert to conduct the visit, and the Tatmadaw for providing the opportunity for COL Lambert to have access to the various training establishments to understand the scope of education and training already provided to its members.

s22



**Grace Corbiau**

Director

ADF Indo-Pacific Centre for Military Law

17 Mar 2019

### Distribution:

DA Myanmar (COL Paul Bruce)

IP Div (Mr Nick Stewart)

s47F





## UNCLASSIFIED

International Policy Division  
Defence Relations Factsheet

Correct as at 28 March 2019

## MYANMAR

### TATMADAW – KEY LEADERS

**Defence Minister:** LTGEN Sein Win**Tatmadaw Commander-in-Chief** (CDF counterpart):  
Senior GEN Min Aung Hlaing**Commander in Chief Army & Deputy Commander-in-Chief:** Vice SNR GEN Soe Win**Commander in Chief Navy:** ADM Tin Aung San**Commander in Chief Air Force:** GEN Maung Maung Kyaw**Chief of General Staff (Army, Navy and Air):** GEN Mya Tun Oo

### KEY STATISTICS

**Defence Budget:** USD 2.4bn (AUD 3.3bn) (2016)**Size of TMD:**

Army:	375,000
Navy:	16,000
Air Force:	15,000

### KEY AGREEMENTS

- Nil

### DIALOGUES

**Defence Cooperation Talks**

- Held 14 March 2019 in Nay Pyi Taw, led by Director SEAM.
- First held in Mar 17, led by A/AS South & South East.

### RECENT MAJOR SENIOR VISITS

**TO MYANMAR**

- A/AS S&SEA Branch, DCT (Mar 17)

**TO AUSTRALIA**

- ADM Tin Aung San, C-i-C Myanmar Navy, Sea Power Conference (Oct 17)
- C-i-C MAF, GEN Khin Aung Myint, CAF Symposium & Avalon Air Show, (Feb/Mar 17).

### EXERCISES AND OPERATIONS

**PIRAP JABIRU** – Table Top Exercise jointly co-chaired by Australia and Thailand: 2 TMD officers attended (May 18, Thailand)

Australia conducts no bilateral exercises with Myanmar

### SHIP VISITS

**TO MYANMAR**

- HMAS *Childers* visited Yangon in January 2014 – first port visit by a RAN vessel to Myanmar in over 50 years.

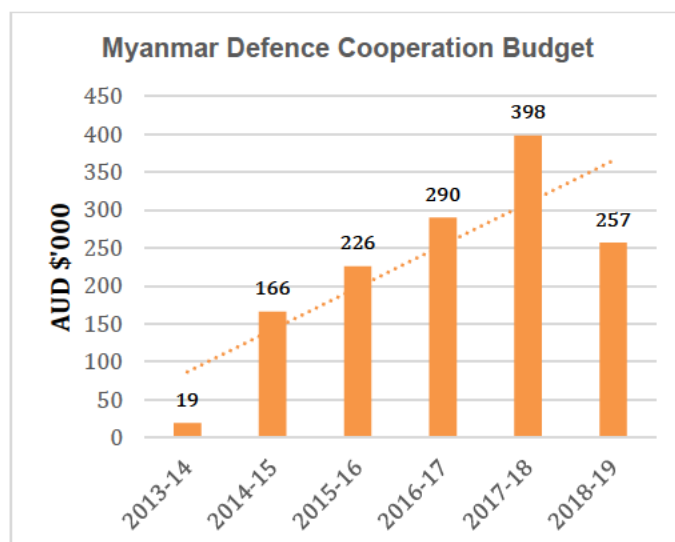
## TRAINING AND EDUCATION

### IN MYANMAR

- Contracted English language training. Two courses per year, 15-20 positions offered per course.
- Peace Operation Training Centre Mobile Training team delivered peacekeeping training to 50 TMD, Myanmar (Aug 16).
- Defence Aviation Safety Authority visit (June 17).
- RAAF observers provided to international Y-8 Aviation Accident Investigation Team (Jul-Aug 17)

### IN AUSTRALIA

- 1 officer on Defence Cooperation Scholarship Program (2018-19)
- 35 Joint Training offered and Defence International Training Centre English language positions.
- 1 officer on the ASEAN Defence Scholarship Program – announced by the Prime Minister at the ASEAN-Australia Special Summit (commencing in 2019)



UNCLASSIFIED



Australian Government  
Department of Defence

International Policy Division  
Defence Relationship Brief

Correct as at 1 April 2019

## MYANMAR

*Key lines of engagement with the Tatmadaw (Myanmar military) include military law, humanitarian assistance and disaster relief, peacekeeping, English language training, aviation safety and airworthiness training and officer professionalisation.*

crimes against humanity, and likely genocide that occurred. We support international efforts on accountability and justice, to ensure perpetrators of human rights abuses in Myanmar are held to account, including through our position on the Human Rights Council and at the UN General Assembly.

## EDUCATION AND TRAINING

Approximately 40 Australian-based training positions offered to Myanmar annually, including a Defence scholarship, an ASEAN scholarship, English language training and positions on Joint Training Program courses.

Defence runs two in-country Australian English language Courses per year for approximately 20-25 officers a course.

## UN PEACEKEEPING

The Tatmadaw aspires to develop a peacekeeping operations capability with the goal of deploying in support of international deployments.

The Tatmadaw currently deploy two members continuously to South Sudan as part of UNMISS.

Australia's Peace Operation Training Centre Mobile Training Team delivered peacekeeping training to 50 Tatmadaw in August 2016.

## AUSTRALIA-MYANMAR DEFENCE RELATIONSHIP

Australia considers defence engagement with Myanmar important to maintain open lines of communication with the Tatmadaw and pathways to influence positively its behaviour. Our modest and tailored engagement is limited to non-combat areas. It seeks to promote positive change through training that highlights the appropriate use of the military and the importance of adhering to principals of international law. Defence engagement activities are under constant review and considered on a case-by-case basis.

## UN FACT-FINDING MISSION ON HUMAN RIGHTS ABUSES IN MYANMAR

The Australian Government condemns in the strongest terms the atrocities committed in Myanmar as detailed in the full report of the UN Fact-Finding Mission released on 18 September 2018, including reports of war crimes,

UNCLASSIFIED

**From:** s47F [redacted]  
**To:** s47F [redacted]  
**Cc:** s47F [redacted]  
**Subject:** List of possible invitees for Australia study tour  
**Date:** Tuesday, 18 June 2019 1:03:15 PM  
**Attachments:** [image001.jpg](#)  
[List of Invitees Australia Study Tour 2019.docx](#)

---

Dear s47F [redacted]

As promised, please find attached a presumptive list of participants for the proposed study tour to Australia.

s22 [redacted]  
[redacted]  
[redacted]  
[redacted]  
[redacted]  
[redacted]  
[redacted]  
[redacted]

We hope this list, together with the concept note, will allow you and your colleagues to conclude your discussions about the proposed study tour. Please let us know as soon as possible once you make a final decision as the process of getting approval from the Myanmar Government and Tatmadaw usually takes time as well.

We look forward to hearing from you, and thank you for your patience.

Best regards,

s47F [redacted]

s47F [redacted]

s47F [redacted]

**Country Representative**

Centre for Humanitarian Dialogue  
Yangon, Myanmar

s47F [redacted]

## List of Invitees for the proposed Study Tour to Australia (2019)

*[Kindly note that this is a presumptive list and is subject to final confirmation and authorisation from all parties, including the Myanmar Government and Tatmadaw]*

### Abbreviations

<b>WCSS:</b>	Working Committee for Security Sector
<b>WCPS:</b>	Working Committee for Political Sector
<b>UPDJC:</b>	Union Peace Dialogue Joint Committee
<b>USDP:</b>	Union Solidarity and Development Party
<b>TNP:</b>	Ta'ang National Party
<b>SNLD:</b>	Shan Nationalities' League for Democracy
<b>RCSS:</b>	Restoration Council of Shan State
<b>PNLO:</b>	Pa-Oh National Liberation Organization
<b>KNU:</b>	Karen National Union
<b>ABSDF:</b>	All Burma Students' Democratic Front
<b>CNF:</b>	Chin National Front

	Government/Tatmadaw/Hluttaw		
1	s47F	<ul style="list-style-type: none"> <li>Secretary at UPDJC – Representative from Tatmadaw</li> <li>WCSS member</li> <li>Vice Chief of Armed Forces Training</li> <li>Spokesperson, Ministry of Defence</li> </ul>	
2	s47F	<ul style="list-style-type: none"> <li>WCSS member (Myanmar Tatmadaw Representative)</li> </ul>	
3	s47F	<ul style="list-style-type: none"> <li>WCSS member – Representative from Tatmadaw</li> <li>Office of the Chief of the Armed Forces Training</li> </ul>	
4	s47F	<ul style="list-style-type: none"> <li>WCSS member (Member of Parliament – Upper House)</li> <li>NLD member of Myitkyina Constituency</li> </ul>	
5	s47F	<ul style="list-style-type: none"> <li>WCSS member - Representative from Government</li> <li>Director General, Research, Information and Complaints Department of the State Counsellor Office</li> </ul>	
	NCA-S EAOs		
1	s47F	<ul style="list-style-type: none"> <li>Secretary at UPDJC – Representative from NCA-S EAOs (ABSDF)</li> <li>Coordinator for security sector working group of NCA-S EAOs</li> <li>WCSS member</li> </ul>	
2	s47F	<ul style="list-style-type: none"> <li>WCSS member - Representative from NCA-S EAOs (RCSS)</li> </ul>	



3	s47F	<ul style="list-style-type: none"> <li>▪ WCSS member – Representative from NCA-S EAOs</li> <li>▪ Patron of PNLO.</li> </ul>	
4	s47F	<ul style="list-style-type: none"> <li>▪ WCSS member – Representative from NCA-S EAOs</li> <li>▪ Secretary 3 of CNF</li> </ul>	
5	s47F	<ul style="list-style-type: none"> <li>▪ WCSS member, Representative of NCA-S EAOs, Karen National Union (KNU)</li> </ul>	
Political Parties			
1	s47F	<ul style="list-style-type: none"> <li>▪ Secretary of Union Peace Dialogue Joint Committee (UPDJC) – Representative from Political Parties (TNP)</li> <li>▪ WCSS member</li> </ul>	
2	s47F	<ul style="list-style-type: none"> <li>▪ Union Solidarity and Development Party (USDP)</li> </ul>	
3	s47F	<ul style="list-style-type: none"> <li>▪ WCSS member – Representative from Political Parties (USDP)</li> <li>▪ Former Deputy Minister of Livestock, Fisheries and Rural Development</li> </ul>	
4	s47F	<ul style="list-style-type: none"> <li>▪ Chairman, Arakan National Party (ANP)</li> </ul>	
5	s47F	<ul style="list-style-type: none"> <li>▪ Tai-Leng (Shan Ni) Nationalities Development Party (SNDP)</li> </ul>	
Additional Invitees			
1	s47F	<ul style="list-style-type: none"> <li>▪ Member of Peace Commission,</li> <li>▪ Secretary at UPDJC</li> </ul>	
2	s47F	<ul style="list-style-type: none"> <li>▪ Restoration Council of Shan State (RCSS)</li> </ul>	
3	s47F	<ul style="list-style-type: none"> <li>▪ Member of WCDPC (Representing Political Parties (USDP)</li> </ul>	
4	s47F	<ul style="list-style-type: none"> <li>▪ Secretary, Karen National Union (KNU)</li> </ul>	
5	s47F	<ul style="list-style-type: none"> <li>▪ UPDJC Vice-Chairman – Representing NCA-S EAOs</li> <li>▪ Vice-Chairman 2 of CNF</li> <li>▪ Member of Working Committee for Political Sector</li> </ul>	
6	s47F	<ul style="list-style-type: none"> <li>▪ Member of UPDJC - Representative from Tatmadaw;</li> <li>▪ Member of Working Committee for Political Sector</li> </ul>	
7	s47F	<ul style="list-style-type: none"> <li>▪ Secretary of UPDJC – Representative from Political Parties (SNLD)</li> <li>▪ Member of Working Committee for Political Sector</li> </ul>	

## AUSTRALIA - MYANMAR

### Key points

- Australia considers defence engagement with Myanmar important to maintain open lines of communication and as a pathway to influence positive behaviour.
- The Defence Cooperation Program budget with Myanmar is approximately \$270,000 for Financial Year 2018-19 and is limited to non-operational areas.
- Key lines of engagement with the Tatmadaw (Myanmar military) include military law, humanitarian assistance and disaster relief, peacekeeping, English language, aviation safety and airworthiness, and leadership.

### Talking Points

s22

[REDACTED]

- [REDACTED]  
[REDACTED]  
[REDACTED]
- [REDACTED]  
[REDACTED]  
[REDACTED]
- [REDACTED]
  - [REDACTED]  
[REDACTED]
- [REDACTED]  
[REDACTED]

### Vetting

- All foreign military personnel seeking entry to Australia for training, including those from Myanmar, are required to apply for an appropriate visa.
  - As part of that process conducted by Home Affairs, applicants must meet visa criteria, including character and national security requirements, which can take into account past military service.

PDR: QB19-000356

## AUSTRALIA - MYANMAR

### Defence Cooperation

- Australia's modest defence engagement exposes the Tatmadaw to training that highlights the appropriate use of the military and the importance of adhering to international humanitarian law.
- Defence engagement also allows us to maintain open lines of communication to raise our concerns on Rakhine State directly with the Myanmar military.

s22	

Country	Percentage of Respondents
s22	~10%
Country 1	~75%
Country 2	~90%
Country 3	~95%
Country 4	~100%
Country 5	~60%
Country 6	~100%
Country 7	~95%
Country 8	~10%
Country 9	~95%
Country 10	~90%
Country 11	~100%
Country 12	~100%
Country 13	~100%
Country 14	~90%

## AUSTRALIA - MYANMAR

### Contact and Clearance Officer

*Contact Officer:*

Zoe Cameron  
Assistant Secretary Southeast Asia

s47F

*Clearance Officer:*

Hugh Jeffrey  
First Assistant Secretary International  
Policy

s47F

Date: 21 Jun 2019

s47F

**To:** s47F 'Bruce, Paul'  
**Cc:** s47F  
**Subject:** RE: MELT Nominations - s22

Note for file:

Director decided to agree to DA's recommendation on the basis that we have not sanctioned the units in question, but given the US sanctions applied, will not provide unit or sub-unit level training to s33

In addition, decision was made on the basis of the non-combatant corps of the applicant and that there were no indications nor likelihood that the individual had conducted any human rights abuses.

Regards

s47F

Director | Southeast Asia – Mainland (Cambodia, Laos, Myanmar, Thailand, Vietnam)  
International Policy Division  
Department of Defence s47F

---

**From:** s47F  
**Sent:** Friday, 5 July 2019 5:00 PM  
**To:** 'Bruce, Paul' s47F  
**Cc:** s47F  
**Subject:** RE: MELT Nominations - s22 [SEC=PROTECTED]

~~PROTECTED~~

Hi Paul,

You have approval to panel both.

Regards,

s47F

Policy Officer | Southeast Asia – Mainland (Cambodia, Laos, Myanmar, Thailand and Vietnam)  
International Policy Division  
s47F

IMPORTANT: This email remains the property of the Department of Defence and is subject to the jurisdiction of section 70 of the Crimes Act 1914. If you have received this email in error, you are requested to contact the sender and delete the email.

---

**From:** Bruce, Paul s47F  
**Sent:** Tuesday, 2 July 2019 6:50 PM  
**To:** s47F  
**Cc:** s47F  
**Subject:** MELT Nominations - s22 [SEC=PROTECTED]

~~PROTECTED~~

Hi s47F

s22

Also attached (and more pressing from a time perspective) is a spread sheet listing the two MELT nominations, their details (incl service history) and vetting feedback s47F. Unfortunately they have both served with s33 and the US have indicated they would not support them due to their sanctions. I wish to seek IP concurrence to panel bot individuals.

My recommendations to you are:

- s47F – while he served in s33 he was in the quartermaster area (therefore unlikely to have committed atrocities). There is no evidence he was even in western command in 2017. s47F Therefore I recommend we should panel him.
- s47F – while he was in s33, he was not serving with them during the 2016 or 2017 clearance operations (he was there in 2012). There is also no evidence s33 was present in Rakhine in 2012. Therefore I recommend we should panel him.

Essentially, the US policy / sanctions are not the same as Australia (we have not sanctioned any entity).

I would appreciate a quick response by 4 Jul 19 as the MELT nominations are due by the end of the week.

Regards

Paul Bruce  
COL (AUS)  
DA Myanmar  
s47F

Australian Embassy  
623, Pyay Road, Yangon, Myanmar  
[www.myanmar.embassy.gov.au](http://www.myanmar.embassy.gov.au)  
[f](#) [AusEmbMyr](#)

## AUSTRALIA - MYANMAR

## Key Points

- Australia considers defence engagement with Myanmar important to maintain open lines of communication and as a pathway to influence positive behaviour.
- The Defence Cooperation Program budget with Myanmar is modest (approximately \$270,000 for Financial Year 2018-19) and is limited to non-operational areas.
- Key lines of engagement with the Myanmar military (Tatmadaw) include military law, humanitarian assistance and disaster relief, peacekeeping, and English language.

## Talking Points

s22

Group	U.S. should take action	U.S. should not take action	U.S. should take action, but only if other countries do first
All respondents	85%	10%	5%
U.S. respondents	85%	10%	5%
Non-U.S. respondents	85%	10%	5%

## **AUSTRALIA - MYANMAR**

### **Defence engagement with Myanmar**

- Defence's engagement maintains open lines of communication with the Myanmar military.
  - This is critical to influencing positive change, including on military reform and human rights.
- Australia's modest defence engagement is non-operational and aims to expose the Tatmadaw to training that highlights the appropriate use of the military and the importance of adhering to international humanitarian law.
- Defence engagement with Myanmar is considered on a case-by-case basis and is carefully targeted and limited.

### ***If raised: Vetting***

- All foreign military personnel seeking entry to Australia for training, including those from Myanmar, are required to apply for an appropriate visa.
- Applicants must meet visa criteria, including character and national security requirements, which can take into account past military service.



## AUSTRALIA - MYANMAR

s22


[illegible]

## AUSTRALIA - MYANMAR

### Contact and Clearance Officer

*Contact Officer:*

Zoe Cameron  
Assistant Secretary Southeast Asia

s47F

*Clearance Officer:*

Hugh Jeffrey  
First Assistant Secretary International  
Policy

s47F

Date: 11 Jul 2019

Quick Advice: Defence engagement with Myanmar – New US Sanctions

s33

- | [REDACTED]  
[REDACTED]
- | [REDACTED]  
[REDACTED]
- | [REDACTED]  
[REDACTED]
- | [REDACTED]  
[REDACTED]
- | [REDACTED]

- | [REDACTED]  
[REDACTED]
  - | [REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]
- | [REDACTED]  
[REDACTED]
- | [REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]
- | [REDACTED]  
[REDACTED]

- | [REDACTED]  
[REDACTED]
- | [REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]



## AUSTRALIA - MYANMAR

## Key Points

- Australia considers defence engagement with Myanmar important to maintain open lines of communication and as a pathway to influence positive behaviour.
- The Defence Cooperation Program budget with Myanmar is modest (approximately \$270,000 for Financial Year 2018-19) and is limited to non-operational areas.
- Key lines of engagement with the Myanmar military (Tatmadaw) include military law, humanitarian assistance and disaster relief, peacekeeping, and English language.

## Talking Points

s22

Response	Percentage
U.S. should take action	71%
U.S. should not take action	27%
U.S. should take action, but only if other countries do first	2%

## **AUSTRALIA - MYANMAR**

### **Defence engagement with Myanmar**





- Defence's engagement maintains open lines of communication with the Myanmar military.
  - This is critical to influencing positive change, including on military reform and human rights.
- Australia's modest defence engagement is non-operational and aims to expose the Tatmadaw to training that highlights the appropriate use of the military and the importance of adhering to international humanitarian law.
- Defence engagement with Myanmar is considered on a case-by-case basis and is carefully targeted and limited.

### ***If raised: Vetting***

- All foreign military personnel seeking entry to Australia for training, including those from Myanmar, are required to apply for an appropriate visa.
- Applicants must meet visa criteria, including character and national security requirements, which can take into account past military service.

## AUSTRALIA - MYANMAR

s22

[illegible]

## AUSTRALIA - MYANMAR

### Contact and Clearance Officer

*Contact Officer:*

Zoe Cameron  
Assistant Secretary Southeast Asia

s47F

*Clearance Officer:*

Hugh Jeffrey  
First Assistant Secretary International  
Policy

s47F

Date: 11 Jul 2019



## Key Points

- ## Talking Points

\_\_\_\_\_

\_\_\_\_\_

## AUSTRALIA - MYANMAR

### Defence engagement with Myanmar

- Defence's engagement maintains open lines of communication with the Myanmar military.
    - This is critical to influencing positive change, including on military reform and human rights.
  - Australia's modest defence engagement is restricted to non-operational areas and aims to expose the Tatmadaw to training that highlights the appropriate use of the military and the importance of adhering to international humanitarian law.
- Defence engagement with Myanmar is considered on a case-by-case basis and is carefully targeted and limited.

#### ***If raised: Vetting***

- All foreign military personnel seeking entry to Australia for training, including those from Myanmar, are required to apply for an appropriate visa.
- Applicants must meet visa criteria, including character and national security requirements, which can take into account past military service.

s22


## AUSTRALIA - MYANMAR

s22

PDR: QB19-000356

## AUSTRALIA - MYANMAR

### Contact and Clearance Officer

<i>Contact Officer:</i>  Zoe Cameron Assistant Secretary Southeast Asia s47F [REDACTED]	<i>Clearance Officer:</i>  Hugh Jeffrey First Assistant Secretary International Policy s47F [REDACTED]  Date: 19 Jul 2019
---	--

**From:** s47F  
**To:** s47F  
**Cc:** Bruce, Paul; s47F  
**Subject:** Myanmar: JTP TY 19/20 bids [SEC=PROTECTED]  
**Date:** Tuesday, 19 March 2019 8:34:17 PM  
**Attachments:** [Myanmar JTP 19-20 - SEAM - DA Suggested.xlsx](#)

---

~~PROTECTED~~

Dear s47F

Please find attached JTP TY 19/20 bids for Myanmar.

Let me know if you have any questions or concerns. Thank you s47F

Best regards

s47F

Major  
Defence Cooperation Education Officer  
Thailand/Cambodia/Myanmar

Australian Embassy, Thailand  
181 Wireless Road,  
Lumpini, Pathumwan  
Bangkok 10330 Thailand

s47F

COURSE TITLE	ACRONYM	PROVIDER	LOCATION	DURATION WORKING DAYS	ARP	TY19/20 DATES (DATES MAY CHANGE)	COSTS TO DESK	EXCESS BAGGAGE			Course Capacity	Bids					Total Offers:	COMMENTS?
												MYANMAR	S	S	S	S		
International Aviation Safety Officer	1/19 IASO	RAAF - DDAAFS	Canberra	10 Days	Nil	July 2019 (TBC)	Air Fares & Allowances	NO			25	2					2	
Humanitarian Operations Seminar	1/19 HOS	ADF POTC	Canberra	5 Days	Nil	01 - 05 July 2019	Air Fares & Allowances	NO			20	2					2	
Governance & Financial Management	1/19 GOVFIN	CIT Solutions	Canberra	10 Days	Nil	July 2019 (TBC)	Air Fares & Allowances	NO			25	2					2	
Cross Cutting Themes Workshop	1/19 CCT	ADF POTC	Canberra	5 Days	Nil	19 - 23 August 2019	Air Fares & Allowances	NO			25	2					2	
Overseas Joint Warfare Course	1/19 OJWC	ADFWC	DITC	10 Days	ARPF 33/2019	19 - 30 August 2019	Air Fares & Allowances	NO			25						0	
Audit; Fundamentals of Internal Auditing	1/19 AUDIT		Canberra	5 Days	Nil	September 2019 (TBC)	Air Fares & Allowances	No			25	2					2	
Cyber Law and Emerging Technology Workshop	1/19 CLETW	APCML	Sydney	5 Days	NIL	9 - 13 September 2019	Air Fares & Allowances	NO			25						0	
UNPOC	3/19 UNPOC	ADF POTC	Canberra	21 Days	Nil	9 - 27 September 2019	Air Fares & Allowances	NO	Instructors	UNSOC	2	1					1	
					Nil					UNMEoMC	2						0	
					Nil					UNSOC	9	2					2	
					Nil					UNMEoMC	9	2					2	
Cyber Security & Awareness	2/19 CSA	UNSW	Canberra	5 Days	Nil	October 2019 (TBC)	Air Fares & Allowances	NO			25	1					1	Myanmar would benefit, however there may be some sensitivities.
Maritime Security Cooperation Workshop	1/19 MSCW	APCML	Sydney	5 days	Nil	Not Being Held in 2019	Air Fares & Allowances	NO			0						0	
Command & Staff Operations Law Course	1/19 CSOL	APCML	Sydney	10 Days	Nil	28 October - 8 November 2019	Air Fares & Allowances	NO			25	2					2	
Health Aspects of Disaster	1/19 HADC	UNI of QLD	Brisbane	5 Days	Nil	2 - 6 Dec 2019 (TBC)	Air Fares & Allowances	NO			25	2					2	s22
UNPOC	1/20 UNPOC	ADF POTC	Canberra	21 Days	Nil	February 2019 (TBC)	Air Fares & Allowances	NO	Instructors	UNSOC	2						0	
					Nil					UNMEoMC	2	1					1	
					Nil					UNSOC	9	2					2	
					Nil					UNMEoMC	9	2					2	
Maritime Operations Law Course	1/20 MOLC	APCML	Sydney	5 Days	Nil	February 2020 (TBC)	Air Fares & Allowances	NO			25	2					2	
Audit; Operational Auditing & Fraud Investigations	1/20 AUDIT		Canberra	5 Days	Nil	February 2020 (TBC)	Air Fares & Allowances	No			25	2					2	
Law of Peace Operations Course	1/20 LOPO	APCML	Sydney	5 Days	Nil	February - March 2020 (TBC)	Air Fares & Allowances	NO			25	2					2	
EMS	1/20 EMS	Charles Sturt Uni	Canberra	8 days	Nil	April 2020 (TBC)	Air Fares & Allowances	NO			25	2					2	
ADF Peace Operations Seminar	1/20 POS	POTC	Canberra	5 Days	Nil	April 2020 (TBC)	Air Fares & Allowances	NO			25	2					2	
UNPOC	2/20 UNPOC	ADF POTC	Canberra	21 Days	Nil	May 2020 (TBC)	Air Fares & Allowances	NO	Instructors	UNSOC	2						0	
					Nil					UNMEoMC	2						0	
					Nil					UNSOC	9	2					2	
					Nil					UNMEoMC	9	2					2	
Strategic Communication Workshop	1/20 SCW	SCB	Canberra	5 Days	Nil	May 2020 (TBC)	Air Fares & Allowances	NO			25	2					2	
Cyber Security & Awareness	1/20 CSA	UNSW	Canberra	5 Days	Nil	May 2020 (TBC)	Air Fares & Allowances	NO			25	1					1	Myanmar would benefit, however there may be some sensitivities.
Rules of Engagement Workshop	1/20 ROEW	APCML	Sydney	5 Days	Nil	June 2020 (TBC)	Air Fares & Allowances	NO			25	2					2	

**From:** [Bruce, Paul](#)  
**To:** s47F  
**Cc:** s47F  
**Subject:** FW: TY 19/20 DITC / JTP courses [SEC=UNCLASSIFIED]  
**Date:** Tuesday, 30 July 2019 6:32:04 PM  
**Attachments:** [image001.gif](#)  
[TY19-20 \(DITC & JTP\) courses to be offered to Tatmadaw.pdf](#)

---

**UNCLASSIFIED**


s47F

FYI, the DITC and JTP courses we agreed to risk manage are reflect in Green in the attached. During my discussions with s47F, they asked for clarity on what courses we would offer only when funding was available. I agreed to send them our current plan, but informally for their planning purposes.

It may be that we are in a better position later in the FY. s47F has worked hard to find cheaper fares / maximise promotional fares. We were able to get the MELT tickets for USD1026 each, and the AAELC for USD830. We are trialling a new travel provider.

Regards

Paul Bruce  
COL (AUS)  
DA Myanmar  
s47F

Australian Embassy  
623, Pyay Road, Yangon, Myanmar  
[www.myanmar.embassy.gov.au](http://www.myanmar.embassy.gov.au)  
 [AusEmbMyr](#)

---

**From:** s47F  
**Sent:** Tuesday, 30 July 2019 2:44 PM  
**To:** Bruce, Paul s47F  
**Subject:** TY 19/20 DITC / JTP courses [SEC=UNCLASSIFIED]

**UNCLASSIFIED**

Dear COLONEL,

Please kindly find the attached TY 2019-20 DITC/JTP courses (revised) to be offered to Tatmadaw.

Best regards,

s47F

Defence Support Officer  
Defence Section  
Australian Embassy  
623, Pyay Road, Yangon, Myanmar

s47F

[www.myanmar.embassy.gov.au](http://www.myanmar.embassy.gov.au)

☐ [AusEmbMyr](#)



Myanmar - DITC Course Offers 01 Jul 19 to 30 Jun 20

Course Name	Course Type	Positions	Nomination Date	Reception Course Dates	DITC Course Dates	Remark
02/19 Advanced Australian English Language Course (AAELC)	<b>Language Improvement</b> - ADFELPS 6 to 7 - ADFELPS 6 to be eligible	1	08 Jul 19	34/19 AMF 19-23 Aug 19	26 Aug 19 - 14 Nov 19 (81 days)	Process Completion (ready to travel)
02/19 Methodology of English Language Teaching Course (MELT)	<b>Teacher Training</b> - English teachers for elementary to intermediate classes - ADFELPS 6 to be eligible	2	15 Jul 19	35/19 AMF 26-30 Aug 19	02 Sep 19 - 15 Nov 19 (75 days)	Process Completion (ready to travel)
01/20 Methodology of English Language Teaching Course (MELT)	<b>Teacher Training</b> - English teachers for elementary to intermediate classes - ADFELPS 6 to be eligible	1	06 Apr 20	21/20 AMP 18-22 May 20	25 May – 30 Jul 20 (67 days)	
01/20 Pre-intermediate English Language Course	<b>Language Improvement</b> ADFELPS 4 to be eligible.	2	13 Jan 20	08/20 AMP 17-22 Feb 20	24 Feb 20 - 14 May 20 (81 days)	Depends on funding
01/20 Teaching Pronunciation Course (TPC)	<b>Teacher Training</b> - Teacher development for MELT graduates and current English language teachers - ADFELPS 6 to be eligible	1	10 Feb 20	13/20 ARPF 23-27 Mar 20	30 Mar 20 - 07 May 20 (39 days)	
01/20 Defence Scholarship Familiarisation Course	<b>Academic Preparation</b> - Academic preparation for selected 2020 Defence Cooperation Scholarship Program candidates - IELTS 6.5 (no skills less than 6) to be eligible	1	25 Nov 19	01/20 ARPF 06 Jan 20 (cse incorporated into 2020 DSF cse)	06-30 Jan 20 (25 days)	

**JTP courses to be offered to Myanmar 01 Jul 2019 to 30 Jun 2020**

Course Name	Positions	Location	Course Dates	Course capacity	Remark
Humanitarian Operations Seminar (1/19 HOS)	2	Canberra	01-05 July 2019	25	Cancelled due to nominees' ADFELPS requirement and time limitation
Governance & Financial Management (1/19 GOVFIN)	2	Canberra	19-30 August 2019	25	Call for Nominations already sent to Tatmadaw and still under process
01/19 Cross Cutting Themes Workshop (1/19 CCT)	1	Canberra	19 – 23 August 2019	25	Not offered due to funding priority
UN POC (3/19 UNPOC)	3 (2 for UNSOC and 1 for UNMEoMC)	Canberra	30 Sep to 16 Oct 2019	18 (9 each for UNSOC and UNMEoMC)	Call for Nominations to be sent to Tatmadaw
International Aviation Safety Officer (1/19 IASO)	2	Canberra	30 Sep – 04 Oct 2019	25	
Command and Staff Operations Law course (1/19 CSOL)	2	Sydney	28 Oct – 08 Nov 2019	25	
Health Aspects of Disaster (1/19 HADC)	2	Brisbane	02 – 26 Dec 2019 (TBC)	25	
Maritime Operations Law Course (1/20 MOLC)	2	Sydney	Feb 2020 (TBC)	30	
Law of Peace Operations Course (1/20 LOPO)	2	Sydney	Feb-Mar 2020 (TBC)	30	
ADF Peace Operations Seminar (1/20 POS)	2	Canberra	April 2020 (TBC)	25	Depends on funding
UN POC (2/20 UNPOC)	4 (2 each for UNSOC and UNMEoMC)	Canberra	May 2020 (TBC)	15 (9 for UNSOC and 6 for UNMEoMC)	Depends on funding
Rules of Engagement Workshop (1/20 ROEW)	2	Sydney	June 2020 (TBC)	30	

## AUSTRALIA - MYANMAR

### Key Points

- Australia considers defence engagement with Myanmar important to maintain open lines of communication and influence positive change in areas such as military reform and human rights.
- The Defence Cooperation Program budget with Myanmar is modest (approximately \$270,000 for Financial Year 2018-19) and is limited to non-operational areas.
- Key lines of engagement with the Myanmar military (Tatmadaw) include military law, humanitarian assistance and disaster relief, peacekeeping, and English language training.

### Talking Points

#### Australia's Defence engagement with Myanmar

- Australia condemns, in the strongest terms, the atrocities committed in Myanmar outlined in the September 2018 UN Fact Finding Mission report.
  - In response, the Australian Government imposed targeted financial sanctions and travel bans on five senior military officers in charge of units responsible for human rights violations against the Rohingya.
- Australia has consistently supported UN resolutions and mechanisms that seek justice and accountability for the abuses against the Rohingya.
  - Australia encourages Myanmar to cooperate with international accountability mechanisms, including the Independent Investigative Mechanism for Myanmar.
- Australia's modest defence engagement is:
  - considered on a case-by-case basis, carefully targeted, restricted to non-operational areas, and
  - aims to expose the Tatmadaw to training that highlights the appropriate use of the military and the importance of adhering to international humanitarian law.

## AUSTRALIA - MYANMAR

s22

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

### ***If raised: Vetting***

- All foreign military personnel seeking entry to Australia for training, including those from Myanmar, are required to apply for an appropriate visa.
- Applicants must meet visa criteria, including character and national security requirements, which can take into account past military service.

▪

○

s22

[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]

## AUSTRALIA - MYANMAR

s22

PDR: QB19-000356

## AUSTRALIA - MYANMAR

### Contact and Clearance Officer

<i>Contact Officer:</i>  s47F [REDACTED] a/Assistant Secretary Southeast Asia s47F [REDACTED] [REDACTED]	<i>Clearance Officer:</i>  AIRCDRE Stephen Edgeley a/First Assistant Secretary International Policy s47F [REDACTED] [REDACTED]  Date: 30 August 2019
---	---

**From:** s47F  
**To:** "Bruce, Paul"; s47F  
**Cc:** s47F  
**Subject:** RE: RAAF Flight: Yangon: Update as at 3 July 2019 [BLM - FOR OFFICIAL USE ONLY]  
**Date:** Friday, 30 August 2019 10:24:00 AM  
**Attachments:** [image001.gif](#)  
[image002.png](#)  
[image003.png](#)

---

~~For Official Use Only~~

Thanks Paul/RAAF Colleagues

This was a great outcome: low-level, good engagement for relationship building, low-cost, and provides another good story of Australian Defence engagement to Tatmadaw seniors without transgressing any policy thresholds – well done!

Paul

Thanks for pursuing this option, good innovation to use this for engagement. Would be good to make sure they understand we would like broader participation from their side next time.

RAAF IE

Please let us know when other opportunities are coming up in the future that we can leverage for similar engagement outcomes.

Thanks again

Regards

s47F

Director | Southeast Asia – Mainland (Cambodia, Laos, Myanmar, Thailand, Vietnam)  
International Policy Division

s47F

IMPORTANT: This email remains the property of the Department of Defence. Unauthorised communication and dealing with the information in the email may be a serious criminal offence. If you have received this email in error, you are requested to contact the sender and delete the email immediately.

---

**From:** Bruce, Paul s47F

**Sent:** Thursday, 29 August 2019 9:16 PM

**To:** s47F [REDACTED]

**Subject:** RE: RAAF Flight: Yangon: Update as at 3 July 2019 ~~[DLM For Official Use Only]~~

~~For Official Use Only~~

Hi s47F [REDACTED]

Closing the loop for today's activity. Attached is a quick summary my Support Officer did (which I played with a bit). It provides the highlights.

The activity went well. C130 was late, but the engagement activity did not cause any further delay (the crew even made up a bit of time).

Bottom line – A worthwhile activity.


For RAAF IE,

My sincere appreciation to the RAAF and the crew for their flexibility and support. The two pilots did a great job engaging the Myanmar Air Force (MAF) Officers – especially seeing they were shunted straight after landing into the room. I believe the MAF officers left the activity with nothing but respect for the RAAF pilots' professionalism.

Regards

Paul Bruce  
COL (AUS)  
DA Myanmar

s47F [REDACTED]

Australian Embassy  
623, Pyay Road, Yangon, Myanmar  
[www.myanmar.embassy.gov.au](http://www.myanmar.embassy.gov.au)  
 [AusEmbMyr](http://AusEmbMyr)

---

**From:** Bruce, Paul

**Sent:** Tuesday, 27 August 2019 11:41 AM



To: s47F [REDACTED]

Subject: RE: RAAF Flight: Yangon: Update as at 3 July 2019 ~~[DLM-For-Official-Use-Only]~~

~~For Official Use Only~~

Hi s47F [REDACTED]

Just closing the loop on the Myanmar Air Force (MAF) meeting while the C130 is here on 29 Aug 19.

We have confirmed the plane will be parked only 1 min drive from the meeting room – which makes it much easier to manage / not impact as much on the crew. We have two MAF Officers confirmed who will be in the small VIP room at Domestic arrival lounge (however I suspect more will attend). The key MAF officers will be :

- s47F [REDACTED] (Engineer, DSTA 8th Batch, commissioned in 2005)
- s47F [REDACTED] (Transport pilot, DSA 58th Batch, commissioned in 2005)

Both of them are from Mingaladon Air Base – which is attached to Yangon International Airport. I will meet the RAAF crew at the plane and brief them, then will have them driven to the VIP room to meet the MAF officers.

Otherwise I think that is it. Please let me know if the crew or anyone else requires anything further.

Thanks for your support.

Regards

Paul Bruce  
COL (AUS)  
DA Myanmar

s47F [REDACTED]

Australian Embassy  
623, Pyay Road, Yangon, Myanmar  
[www.myanmar.embassy.gov.au](http://www.myanmar.embassy.gov.au)  
☐ [AusEmbMyr](#)

---

From: s47F [REDACTED]

**Sent:** Thursday, 15 August 2019 4:50 AM

**To:** Bruce, Paul s47F

**Cc:** s47F

**Subject:** RE: RAAF Flight: Yangon: Update as at 3 July 2019 [DLM-FOR-OFFICIAL-USE-ONLY]

~~For Official Use Only~~

Good Morning Sir,

Air Mobility Division are more than happy to support your request. In answer to your specific questions:

- The plan as proposed will allow a good mix of engagement and operational focus for the crew
- The planned stopover is 2 hours although the crew will have a number of commitments to complete during this period. A rough indication of available time is around one hour, although please note that the crew may be called away during this period if required for the mission.
- Air Force will provide at a minimum one pilot and one loadmaster. There may be opportunity for more of the crew to attend, subject to mission requirements.

Regards,

s47F

Squadron Leader  
Air Mobility Liaison Officer  
Air Mobility Division

s47F

**IMPORTANT:** This email remains the property of the Department of Defence. Unauthorised communication and dealing with the information in the email may be a serious criminal offence. If you have received this email in error, you are requested to contact the sender and delete the email immediately.

---

**From:** Bruce, Paul s47F

**Sent:** Wednesday, 14 August 2019 12:52 PM

**To:** s47F

**Cc:** s47F

s47F

**Subject:** RE: RAAF Flight: Yangon: Update as at 3 July 2019 [DLM=For-Official-Use-Only]

~~For Official Use Only~~

H s47F ,

I understand there was some concern about this activity, but that has now been clarified. IP Div passed me your details as the POC.

Once we know where they intend to park the plane, we will work out transport to the terminal for the RAAF pilot and whatever crew is available / can be spared for the activity. I intend to book a meeting room in the terminal, with coffee / some morning tea, s22

The engagement (basically a chat which will be interpreted) can be as long or as short as we want, so it does not impinge on the task.

Also, I have some RAAF rep trinkets here I can pass to the crew to hand out.

Can you confirm that:

- what is being proposed is workable,
- how long do you expect the pilot / crew will have for the chat (hopefully at least 20 mins)
- how many RAAF are going to be available for the activity.

Regards

Paul Bruce  
COL (AUS)  
DA Myanmar

s47F

Australian Embassy  
623, Pyay Road, Yangon, Myanmar  
[www.myanmar.embassy.gov.au](http://www.myanmar.embassy.gov.au)  
☐ AusEmbMyr

---

**From:** Bruce, Paul

**Sent:** Monday, 5 August 2019 10:21 AM

**To:** s47F



1. s22 [redacted]  
[redacted]  
[redacted]  
[redacted]  
[redacted]  
[redacted]  
[redacted]  
[redacted]

I would plan for no more than 1 hour of engagement between pilots outside of their pre-flight/taxing/landing/take-off at this stage.

s22 [redacted]  
[redacted]

Kind regards,

s47F [redacted]  
Plans Officer – Air Mobility Control Centre  
s47F [redacted]

IMPORTANT: This email remains the property of the Department of Defence. Unauthorised communication and dealing with the information in the email may be a serious criminal offence. If you have received this email in error, you are requested to contact the sender and delete the email immediately.

s22 [redacted]

s22

**From:** s47F

**Sent:** Monday, 5 August 2019 9:47 AM

**To:** s47F

**Subject:** RAAF Flight: Yangon: Update as at 3 July 2019 ~~[DLM-FOR OFFICIAL USE ONLY]~~

~~For Official Use Only~~

Good morning AMCC team

I have received the following advice from COL Paul Bruce (Defence Attache – Myanmar).

May I please ask for your confirmation on the RAAF C130J visit to Yangon as detailed in the email below?

s22

Any information you are able to provide would be greatly appreciated.

Kind regards

s47F

Flight Lieutenant (O3)  
International Engagement 5  
Air Force Headquarters

s47F

cid:477201106@12042017-157B

---

**From:** Bruce, Paul s47F

**Sent:** Friday, 2 August 2019 8:03 PM

**To:** s47F

**Subject:** RE: RAAF Flight: Yangon: Update as at 3 July 2019 ~~[DLM-For Official Use Only]~~

~~For Official Use Only~~

Hi s47F

I understand you are the desk officer for Myanmar. If not, please forward this to the responsible officer.

A month ago I proposed Defence take advantage of the RAAF C130J visit to Yangon on 29 Aug by having an engagement activity with the Myanmar Airforce (MAF) while the aircraft is on the ground. I was advised through IP Div that RAAF IE had no issue with an event as long as there is no photography.

s22

s22

The MAF have now accepted the offer. Could you please provide me with a POC to ensure we can coordinate the details of the activity, especially so it does not impinge on the aircraft unload or subsequent departure from Yangon.

Regards

Paul Bruce  
COL (AUS)  
DA Myanmar

s47F

Australian Embassy  
623, Pyay Road, Yangon, Myanmar  
[www.myanmar.embassy.gov.au](http://www.myanmar.embassy.gov.au)  
☐ [AusEmbMyr](#)

---

**From:** Bruce, Paul

**Sent:** Wednesday, 3 July 2019 3:22 PM

**To:** s47F

**Subject:** FW: RAAF Flight: Yangon: Update as at 3 July 2019 ~~[DLM - For Official Use Only]~~

~~For Official Use Only~~

Hi s47F

As discussed today, we have a RAAF flight landing in Yangon – a fairly rare event for Myanmar. I

s22

This provides an opportunity for engagement with the Myanmar Air Force (noting there is an air force base attached to Yangon international airport). I am sure there will be interest from the Myanmar side, so a low key aircrew meet and greet, or even look at the C-130J (if appropriate) would go a long way to show we want to engage (albeit at a low level). As we discussed, we could control this by making sure there are no senior officers (as the Base commander is a



Brigadier, I could request one or two of their Y-8 crews) and there are no happy group photos etc.

Before I float anything to the Tatmadaw, I wish to seek IP Div's view if this would be seen as contentious. If IP Div are content with the proposal, you can either ask AF-IE for their approval or I can.

While it is a while off, I will need to formally write in the next week to make it happen.

Regards

Paul Bruce  
COL (AUS)  
DA Myanmar

s47F

Australian Embassy  
623, Pyay Road, Yangon, Myanmar  
[www.myanmar.embassy.gov.au](http://www.myanmar.embassy.gov.au)

 [AusEmbMyr](#)

IMPORTANT: This email remains the property of the Department of Defence. Unauthorised communication and dealing with the information in the email may be a serious criminal offence. If you have received this email in error, you are requested to contact the sender and delete the email immediately.

## AUSTRALIA - MYANMAR

### Key Points

- Australia considers defence engagement with Myanmar important to maintain open lines of communication and influence positive change in areas such as military reform and human rights.
- The Defence Cooperation Program budget with Myanmar is modest (approximately \$270,000 for Financial Year 2019-20) and is limited to non-operational areas.
- Key lines of engagement with the Myanmar military (Tatmadaw) include military law, humanitarian assistance and disaster relief, peacekeeping, and English language training.

### Talking Points

#### Australia's Defence engagement with Myanmar

- Australia condemns, in the strongest terms, the atrocities committed in Myanmar outlined in the September 2018 UN Fact Finding Mission report.
  - In response, the Australian Government imposed targeted financial sanctions and travel bans on five senior military officers in charge of units responsible for human rights violations against the Rohingya.
- Australia has consistently supported UN resolutions and mechanisms that seek justice and accountability for the abuses against the Rohingya.
  - Australia encourages Myanmar to cooperate with international accountability mechanisms, including the Independent Investigative Mechanism for Myanmar.
- Australia's modest defence engagement is:
  - considered on a case-by-case basis, carefully targeted, restricted to non-operational areas, and
  - aims to expose the Tatmadaw to training that highlights the appropriate use of the military and the importance of adhering to international humanitarian law.

## AUSTRALIA - MYANMAR

### ***If raised: Sanctions***

- Like Australia, each country determines its policy settings regarding Myanmar based on its merits and in line with their national interest.
  - Defence consults closely with other relevant Government agencies, including Foreign Affairs and Trade, in relation to our defence engagement with Myanmar.
- Defence engagement and sanctions are under regular review.

### ***If raised: Vetting***

- All foreign military personnel seeking entry to Australia for training, including those from Myanmar, are required to apply for an appropriate visa.
- Applicants must meet visa criteria, including character and national security requirements, which can take into account past military service.

## AUSTRALIA - MYANMAR

s22

<div> <div></div> </div>	<div> <div></div> </div>
<div> <div></div> </div>	<div> <div></div> </div>
<div> <div></div> </div>	<div> <div></div> </div>

Age Group	Male (%)	Female (%)	Other (%)
18-24	52	48	0
25-34	51	49	0
35-44	50	50	0
45-54	51	49	0
55+	52	48	0

## AUSTRALIA - MYANMAR

- s22 [REDACTED]
- [REDACTED]

### Contact and Clearance Officer

*Contact Officer:*

Zoe Cameron  
Assistant Secretary  
Southeast Asia

s47F [REDACTED]

*Clearance Officer:*

Zoe Cameron  
Assistant Secretary  
Southeast Asia

s47F [REDACTED]

Date: 9 September 2019

## AUSTRALIA-MYANMAR

SB19-000695

### Strategic Context

- Australia's defence engagement with Myanmar maintains open lines of communication to influence positive change in areas such as military reform and human rights accountability.
- Engagement with Myanmar is an important part of Australia's multilateral regional engagement, particularly with ASEAN.

#### KEY FACTS AND FIGURES

- Australia's Defence Cooperation Program with Myanmar is approximately \$270,000.
- Key lines of engagement with Myanmar include: international humanitarian and military law, humanitarian assistance and disaster relief, peacekeeping, and English language training.
- Defence offers 40 Australian-based training positions to Myanmar annually.

### Talking Points

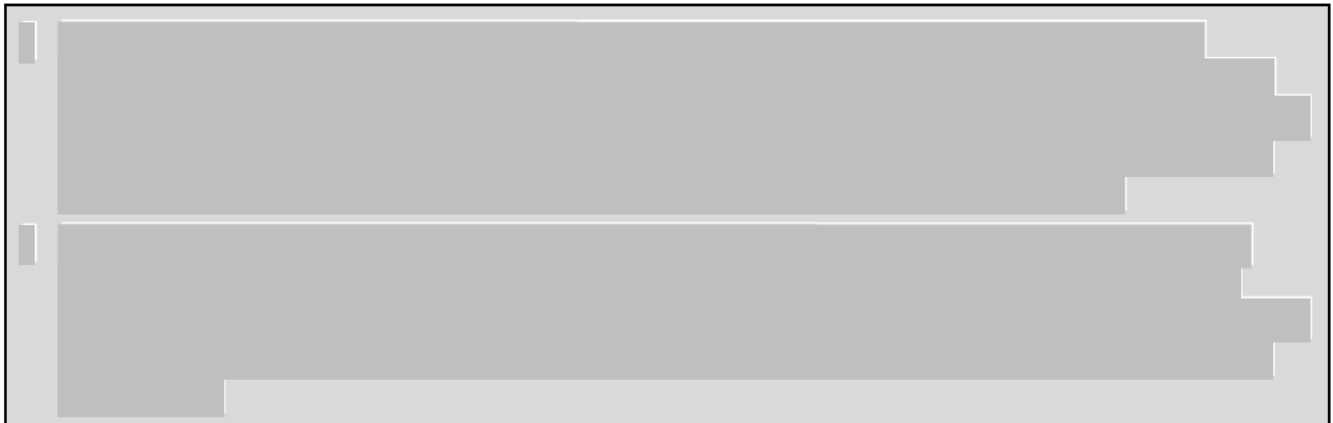
- <sup>s22</sup> [REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]
- Australia's small-scale defence engagement:
  - is considered on a case-by-case basis, carefully targeted, and restricted to non-operational areas, and
  - aims to emphasise the appropriate use of the military and the importance of adhering to international law and international humanitarian law.

s22



- A strong focus of our Defence training is on legal aspects of military operations, including military operations law, and rules of engagement.
  - Defence is exploring additional options for international humanitarian law training for Myanmar.
- As of 25 September 2019, approximately 35% (\$36,886) of the annual Defence Cooperation Program budget for Myanmar has been expended.

s22



## Questions on Notice

### Estimates Questions on Notice

- **Additional Estimates Hearing Feb 2019 – QON90 Training of Foreign Security Forces**

Senator Di Natale sought information on human rights and vetting of Tatmadaw personnel and training of Royal Armed Forces of Cambodia in Australia. Below are the questions and answers relating to Myanmar:

1. **Has the government considered adopting a new policy or procedure to ensure all foreign security forces receiving Australian training would be vetted for involvement in serious human rights abuses?**
2. **If not, why not?**

Australia vets foreign military personnel attending Defence Cooperation Program training, including in Myanmar. All foreign military personnel seeking entry to Australia for training, including those from Myanmar, are required to apply for an appropriate visa. As part of that process managed by Home Affairs, applicants must meet visa criteria, including character and national security requirements.



The Department of Defence ensures, to the extent possible, and in consultation with DFAT officials at Post, that Tatmadaw participants in Defence Cooperation Programs funded by the Australian Government have not committed human rights abuses. All processes include consideration of the individual's past military service.

**3. The Independent International Fact-Finding Mission on Myanmar's report said that the 33rd and 99th Light Infantry Divisions of Myanmar's military should be investigated for potential crimes against humanity.**

- a. Will the Government consider issuing a statement that these two units will be banned from receiving any Australian training?**
- b. If not, why not?**

The Australian Government, including Foreign Minister Payne, has made strong public statements noting our concerns with militaries committing human rights abuses. Defence does not extend Defence Cooperation Program (DCP) activities to the 33rd or 99th Light Infantry Divisions.

**Response lodged 27 March 2019**

s22



Hugh Jeffrey First Assistant Secretary	International Policy	s47F	
s47F	Southeast Asia Branch	s47F	
Consultation DFAT	South-East Asia Division		

**From:** s47F  
**To:** "Bruce, Paul"  
**Cc:** s47F  
**Subject:** RE: cooperation talks [SEC=PROTECTED]  
**Date:** Wednesday, 30 October 2019 12:49:00 PM  
**Attachments:** image001.gif

---

~~PROTECTED~~

Thanks Paul

Sounds like a good approach. Preference would definitely be earlier rather than later. Perhaps just offer May at this point. We don't have a calendar as yet of course, but I would suggest first half of May so we can get it done early.

s47F

**IMPORTANT:** This email remains the property of the Department of Defence. Unauthorised communication and dealing with the information in the email may be a serious criminal offence. If you have received this email in error, you are requested to contact the sender and delete the email immediately.

---

**From:** Bruce, Paul s47F  
**Sent:** Monday, 28 October 2019 8:39 PM  
**To:** s47F  
**Subject:** RE: cooperation talks [SEC=PROTECTED]

~~PROTECTED~~

Hi s47F

s22

I suggest I respond to the letter covering two themes:

- We understand the priorities and difficulties for a March or April Meeting. As we need to seek agreement to the DCP for FY 20/21 before 30 Jun, can the Tatmadaw suggest dates in May or June for the next talks to be held in Myanmar. Our preference is for May to ensure the training schedule from 1 July onwards can be supported.
- We acknowledged that the talks have been held in Naypyidaw twice, but hosted by Australia. As discussed at the 2019 talks, the 2020 talks would need to be in Naypyitaw, however we intend to discuss future locations at the next meeting as Australia plans to


host the 2021 talks (in line with the rotating hosting of the talks).

Are you comfortable with this? Alternatively, we could suggest some dates in May.

Regards

Paul Bruce  
COL (AUS)  
DA Myanmar

s47F

Australian Embassy  
623, Pyay Road, Yangon, Myanmar  
[www.myanmar.embassy.gov.au](http://www.myanmar.embassy.gov.au)  
 [AusEmbMyr](#)

---

**From:** s47F

**Sent:** Friday, 25 October 2019 8:50 AM

**To:** Bruce, Paul s47F

**Subject:** RE: cooperation talks [SEC=PROTECTED]

~~PROTECTED~~

Thanks Paul

Happy to go with whatever dates suit them.

s22

Look forward to hearing further on their thinking.

Regards

s47F

Director | Southeast Asia – Mainland (Cambodia, Laos, Myanmar, Thailand, Vietnam)  
International Policy Division

s47F

**IMPORTANT:** This email remains the property of the Department of Defence. Unauthorised communication and dealing with the information in the email may be a serious criminal offence. If you have received this email in error, you are requested to contact the sender and delete the email immediately.

s22



## Strategic Narrative

- Australia's defence engagement with Myanmar maintains open lines of communication to influence positive change in areas such as military reform, human rights accountability and adherence to international law.
- Engagement with Myanmar is an important part of Australia's multilateral regional engagement, particularly with ASEAN.

## KEY FACTS AND FIGURES

- Australia's Defence cooperation Program budget with Myanmar in Financial Year 2019/20 is approximately \$290,000.
- Key lines of engagement with Myanmar include: international humanitarian and military law, humanitarian assistance and disaster relief, peacekeeping, and English language training.
- Defence offers 40 Australian-based training positions to Myanmar annually.

## Talking Points

- s22 [REDACTED]
- [REDACTED]
- [REDACTED]
- [REDACTED]
- [REDACTED]
- [REDACTED]
- [REDACTED]
- Defence's engagement maintains open lines of communication with the Myanmar military.
    - This is critical to influencing positive change, including on military reform and human rights.
  - Australia's modest defence engagement with Myanmar is:

- considered on a case-by-case basis,
  - restricted to non-operational areas, and carefully targeted; and
  - aims to expose the Tatmadaw to training that highlights the appropriate use of the military and the importance of adhering to international law and international humanitarian law.
- In line with the recommendations of the 2018 FFM report, Defence is exploring options for conducting additional international humanitarian and military law training for Myanmar.

***If raised: Why does Australia conduct peacekeeping training for the Tatmadaw when the UN will no longer deploy Myanmar peacekeepers?***

- Training offered by Defence on peacekeeping extends beyond preparing nations to deploy on UN peacekeeping missions.
- Peacekeeping training provided by Australia to the Tatmadaw includes significant components on the appropriate use of force; protection of vulnerable populations; women, peace and security; and UN Member States' rights and obligation under international law.
  - Which supports the 2018 UN Fact-Finding Mission recommendation that Myanmar's security personnel receive training in international humanitarian law.

s22



***If raised: Vetting***

- All foreign military personnel seeking entry to Australia for training, including those from Myanmar, are required to apply for an appropriate visa.
- Applicants must meet visa criteria, including character and national security requirements, which can take into account past military service.
- Defence staff at our Embassy in Yangon look to ensure to the extent possible that participants in our programs have not committed the sorts of human rights violations seen in Rakhine State.

s22





- A strong focus of our defence training is on legal aspects of military operations, including military operations law, and rules of engagement.
- Training positions offered to Myanmar for Financial Year 2020/21 [approx. 30 Australian-based positions] will be similar to the number offered for Financial Year 2019/20.
- As of 1 February 2020, approximately 40% (\$115,800) of the annual Defence Cooperation Program budget for Myanmar has been expended.



## Questions on Notice



### Estimates Questions on Notice

- **Supplementary Budget Estimates Feb 2019 – QON85 Myanmar.** Senator Di Natale sought information regarding Australia's Defence Cooperation Program with Myanmar, in particular the type of training provided (the QoN lists the specific training provided since financial year 18-19), where it took place and the associated cost. Response lodged **4 December 2019**
- **Additional Estimates Hearing Feb 2019 – QON90 Training of Foreign Security Forces.** Senator Di Natale sought information on human rights and vetting of Tatmadaw personnel and training of Royal Armed Forces of Cambodia in Australia. Response lodged **27 March 2019**

s22



Hugh Jeffrey First Assistant Secretary	International Policy	s47F	
s47F	Southeast Asia Branch	s47F	
Consultation DFAT	South-East Asia Division		



**Australian Government**

**Department of Defence**

Australian Defence Section Myanmar

DEFMYN/OUT/2020/018

s47F

Office of Military Security Affairs  
Office of the Commander-in-Chief (Army)  
Nay Pyi Taw  
Republic of the Union of Myanmar

Dear Colonel,

**JOINT TRAINING PROGRAM (JTP) OFFERS - TRAINING YEAR 2020/2021 (TY 20/21)**

It gives me great pleasure to advise you that Australia will offer the Tatmadaw up to 27 positions on the Joint Training Program (JTP) for Training Year 2020/2021 (TY20/21), which covers the period 01 Jul 20 to 30 Jun 21.

As annual Defence Cooperation Talks will not occur in 2020, Defence has identified courses based on the priorities set at the 2019 Talks.

The JTP course offers are made available as part of the Defence Cooperation Program and seek to develop the capacity of Tatmadaw in areas such as English language, aviation safety, peacekeeping, humanitarian assistance and disaster relief, and international humanitarian and military law, particularly for emerging leaders. These courses are also a valuable opportunity to develop mutual understanding between our two militaries, deepen our people-to-people links, and strengthen the Myanmar and Australia relationship.

The Tatmadaw will be offered positions on the following courses:

- Humanitarian Operations Seminar: 6-10 Jul 20
- Governance & Financial Management: 16-28 Aug 20
- Women Peace & Security: Emerging Issues: 17-21 Aug 20
- International Aviation Safety Officer: TBC Sept 2020
- Maritime Security Cooperation Workshop: 7 - 11 Sep 2020
- United Nations Peacekeeping Officers Course: 28 Sep - 14 Oct 20, TBC Feb 2021, TBC May 21
- Fundamentals of Internal Audit: TBC Oct 20
- Command & Staff Operations Law Course: 12 - 16 Oct 20
- Health Aspects of Disaster: TBC Dec 20
- Gender Advisor Course: 01 - 10 Dec 20
- Audit Operational Auditing & Fraud Investigations: TBC Feb 21
- Law of Peace Operations Course: TBC Feb 21
- Maritime Operations Law Course: TBC Mar 21
- Emergency and Crisis Management: TBC Apr 21
- ADF Peace Operations Seminar: TBC Apr 21
- Rules of Engagement Workshop: TBC Jun 21

A call for nominations will be sent prior to each course confirming course availability, dates and the number of offers allocated to the Tatmadaw. Nominations will then be accepted on a first received basis.

Places on these courses are not guaranteed and may change depending on funding availability. Early acceptance of offers ensures travel costs can be minimised; this has a direct effect on the number of offers Australia is able to make to Myanmar, particularly towards the end of the training year. As such, I recommend using the above information to commence planning and identifying candidates.

In order to assist the Tatmadaw in preparing suitable candidates, my team will organise the first round of Australian Defence Force English Language Profiling System (ADFELPS) testing in Nay Pyi Taw during May 2020. The proposed date and time will be contained in a separate letter.

Information relating to some of the courses is still yet to be confirmed. An update will be provided as once that information becomes available. Please notify the Australian Defence Section - Myanmar if any of the courses are not required. This will allow the places to be reallocated.

Should you require any additional information, please do not hesitate to contact the Defence Support Officer, s47F

Assuring you of my continuing cooperation.

Yours faithfully

s22

**Paul Bruce**

Colonel

Australian Defence Attaché - Myanmar

4 March 2020

Australian Embassy, Vantage Tower, 623 Pyay Road, Yangon

s47F



## AUSTRALIA – MYANMAR

### Defence engagement with Myanmar

- Defence's engagement maintains open lines of communication with the Myanmar military.
  - This is critical to influencing positive change, including on military reform and human rights.
- Australia's modest defence engagement with Myanmar is limited:
  - considered on a case-by-case;
  - restricted to non-operational areas and carefully targeted.

#### ***If raised: Is Australia offering more training positions to the Myanmar military?***

- Training positions offered to Myanmar for Financial Year 2020/21 [approx. 30 Australian-based positions] will be similar to the number offered for Financial Year 2019/20.

#### ***If raised: Why does Australia conduct peacekeeping training for the Tatmadaw when the UN will no longer deploy Myanmar peacekeepers?***

- Training offered by Defence on peacekeeping extends beyond preparing nations to deploy on UN peacekeeping missions, focussing on international humanitarian law.
- This training provided by Australia to the Tatmadaw includes significant components on the appropriate use of force; protection of vulnerable populations; women, peace and security; and UN Member States' rights and obligation under international law.
  - Which supports the 2018 UN Fact-Finding Mission recommendation that Myanmar's security personnel receive training in international humanitarian law.

s22

## AUSTRALIA – MYANMAR

### ***If raised: Vetting***

- All foreign military personnel seeking entry to Australia for training, including those from Myanmar, are required to apply for an appropriate visa.
- Applicants must meet visa criteria, including character and national security requirements, which can take into account past military service.

## AUSTRALIA – MYANMAR

s22



## AUSTRALIA – MYANMAR

s22



PDR: QB20-000084  
Date cleared: 21 February 2020



## AUSTRALIA – MYANMAR

- 

s22

### Contact and Clearance Officer

*Contact Officer:*

s47F

Acting Director SEAM

s47F

*Clearance Officer:*

David Lewis

Assistant Secretary Southeast Asia

s47F

Date: 30 April 2020

**From:** s47F  
**To:** s47F  
**Subject:** Re: Myanmar - COVID19 Training Update [SEC=PROTECTED, DLM=SENSITIVE]  
**Date:** Friday, 1 May 2020 8:56:01 PM

---

Thanks s47F

Keen to receive advance notice from Paul on when the calls will take place s22

Regards

s47F

On 1 May 2020, at 5:44 pm, s47F  
s47F

~~PROTECTED Sensitive~~

s47F

I've just conferred with DA Yangon, the ADF COVID training package will be passed to Myanmar during HOM calls on senior Tatmadaw officials expected in the coming week.

Happy to discuss,

Regards

s47F

Acting Director | South East Asia – Mainland (Cambodia, Laos, Myanmar, Thailand, Vietnam)

International Policy Division

Department of Defence | s47F

IMPORTANT: This email remains the property of the Department of Defence. Unauthorised communication and dealing with the information in the email may be a serious criminal offence. If you have received this email in error, you are requested to contact the sender and delete the email immediately.

**From:** s47F  
**To:** s47F  
**Cc:** s47F  
**Subject:** RE: Myanmar - engagement with the military [SEC=PROTECTED, DLM=SENSITIVE]  
**Date:** Monday, 4 May 2020 4:21:52 PM  
**Attachments:** [image001.gif](#)

---

~~PROTECTED Sensitive~~

Hi s47F

I flagged FM's views to s47F last week, then briefed Sync on Friday. So I think we're good on that front for now. Thanks for already having reached-out to s47F. Happy to engage s47F also, but perhaps once you've heard back from s47F? Let me know.

Keen to hear from s47F on whether there's appetite for us to share the training materials by letter/email in the absence of a meeting. Fine if the answer is 'no', given the circumstances. But I'd be keen to hear from them.

Thanks

s47

IMPORTANT: This email remains the property of the Department of Defence. Unauthorised communication and dealing with the information in the email may be a serious criminal offence. If you have received this email in error, you are requested to contact the sender and delete the email immediately.

---

**From:** s47F  
**Sent:** Monday, 4 May 2020 1:52 PM  
**To:** s47F  
**Subject:** FW: Myanmar - engagement with the military [SEC=PROTECTED, DLM=SENSITIVE]  
**Importance:** High

~~PROTECTED Sensitive~~

s47F

s22

We were going to use HOM's meeting(s) as an opportunity for DA Yangon to hand over the s22 COVID19 product and ADF training package. DA Yangon is speaking to HOM today about finding an opportunity to hand these over in the absence of a HOM call.

s22

s22

We will reach out to our DFAT Canberra colleagues, and Paul. I also want to clarify if this direction will impact the DA's role or moving forward with Defence Cooperation Program initiatives.

Did you want to touch base s47F on this? Or reach out to s47F ?

s47F

Acting Director | South East Asia – Mainland (Cambodia, Laos, Myanmar, Thailand, Vietnam)  
International Policy Division

s47F

IMPORTANT: This email remains the property of the Department of Defence. Unauthorised communication and dealing with the information in the email may be a serious criminal offence. If you have received this email in error, you are requested to contact the sender and delete the email immediately.

---

**From:** Bruce, Paul s47F  
**Sent:** Monday, 4 May 2020 1:15 PM  
**To:** s47F

**Subject:** FW: Myanmar - engagement with the military [SEC=PROTECTED, DLM=Sensitive]

~~PROTECTED Sensitive~~

Hi s47F

Below is the latest from DFAT regarding Tatmadaw engagement. They have asked that you be informed, so I assume you will reach out to them regarding the way forward.

s33

I will hold off on the library support for now.

Regards

Paul Bruce  
COL (AUS)  
DA Myanmar

s47F

Australian Embassy  
623, Pyay Road, Yangon, Myanmar  
[www.myanmar.embassy.gov.au](http://www.myanmar.embassy.gov.au)

☐ [AusEmbMyr](#)

s22





**Australian Government**

**Department of Defence**

Australian Defence Section Myanmar

DEFMYN/OUT/2020/035

s47F

Office of Military Security Affairs  
Office of the Commander-in-Chief (Army)  
Nay Pyi Taw  
Republic of the Union of Myanmar

Dear Colonel,

Thank you for your letter of 20 February 2020 (No. 15/4355/6-21/Sa Ya Kha) approving the Scoping Visit from the Australian Defence Force's (ADF) Indo-Pacific Centre for Military Law (IPCML) to understand the extent of the Tatmadaw's Officer Law training continuum. I am now writing to you to seek your in-principle agreement for an ADF mobile training team (MTT) to deploy to Myanmar to conduct a series of international law training workshops.

Before outlining the specifics of the proposed MTT, I would like to thank you for your assistance with the ADF scoping visit to Myanmar that took place over 9-13 March. This visit and the unprecedented access provided, enabled Colonel Arun Lambert, Director Military Law Centre, to gain an understanding of the Tatmadaw's officer law training continuum. On behalf of the ADF, I would like to pass on its appreciation for the excellent support and access afforded to Colonel Lambert. Please extend particular gratitude to s47F from the Office of the Chief of Armed Forces Training (OCAFT), who facilitated the visit; and s47F from the Office of the Judge Advocate General (JAG) for explaining the Tatmadaw's training continuum and answering follow up questions throughout the visit.

The scoping visit provided Colonel Lambert the opportunity to learn that the formal training the Tatmadaw delivers to its members (since 2018) is extensive and has a strong focus on international humanitarian law (IHL), international human rights law (IHRL) and military justice. Colonel Lambert identified the Tatmadaw's current training regime could benefit from enhanced instruction on the operational application of international law during security operations. Addressing this would also assist the Tatmadaw in meeting recommendation six of the Independent Commission of Enquiry (ICOE) report.

The scoping visit has enabled the ADF to tailor a training package for Myanmar consisting of four two-day workshops delivered over a two-week period. The workshops would cover topics such as: internal disturbances and tensions, non-international armed conflict, resort to use of force, IHL, IHRL, rules of engagement, detention operations, rule of law operations, operational incident management, and accountability.

The proposed format (enclosed) consists of presentations and scenario activities delivered by instructors from the ADF IPCML, Australian Federal Police (AFP), Tatmadaw Judge Advocate General (JAG), Yangon University, and the International Committee Red Cross (ICRC).

The ADF envisages the target audience for this training package as being operational commanders, future unit commanders, officers currently undertaking law training and personnel from the Myanmar Police Force (to facilitate greater interagency cooperation). Conducted through an interpreter where required, each workshop will have a capacity of up to 50 Myanmar security force personnel.

In order to reach the stated target audience and to achieve the training's aims effectively, the ADF seeks your in-principle approval to conduct the workshops at Tatmadaw regional command headquarters and training establishments. Defence suggests conducting the workshops in Naypyitaw, Mandalay, Kawlaw and Patheingyi, as we assess they would provide the best opportunity to maximise the target audience. We would welcome your views on how to achieve the best results for the target audience.

The Australian Embassy will fund the following: workshop training materials; meals for the workshops; and travel (including ground and air transport (as required)), meals and accommodation for ADF/AFP members. The ADF requests that the Tatmadaw provide: travel, meals and accommodation for all

Myanmar security force members and the Yangon University instructor; the training facility in each of the four workshop areas; an interpreter; and a list of attendees two weeks prior to commencement date of each workshop.

The training proposed above seeks to promote the mutual understanding of international law governing military operations and has taken into account Myanmar's own ICOE report, in particular recommendation 6. To enable planning to continue, the ADF seeks your in-principle approval for delivery of the outlined plan. As the training package is yet to be finalised, the ADF will keep you informed as planning progresses.

Due to the ongoing COVID-19 pandemic, the workshops are unlikely to occur before August 2020, however, once the proposed training package is agreed in-principle, the ADF will look to deploy the MTT at the first opportunity convenient to both of our militaries.

If you have any further queries with regard to this, please do not hesitate to contact Australian Defence Support Officer, s47F [REDACTED]

Assuring you of my highest consideration.

Yours sincerely,

s22 [REDACTED]

**Paul Bruce**  
Colonel  
Australian Defence Attaché - Myanmar

19 May 2020

Australian Embassy, Vantage Tower, 623 Pyay Road, Yangon

s47F [REDACTED]

**Enclosure:**

1. Proposed ADF Legal Training MTT program





## Proposed ADF Legal Training MTT program

### General Daily Timings (specific timings for first and last days)

Start: 0830  
 Morning break: 1040–1100  
 Lunch: 1200–1300  
 Afternoon break: 1510–1530  
 Finish: 1630

	0830-0930	0940-1040	1100-1200	1300-1400	1410-1510	1530-1630
Day 1	Spectrum of Operations (ADF IPCML)	International Humanitarian Law (Yangon University)	International Committee of the Red Cross (ICRC Delegate)	International Human Rights Law (ADF IPCML)	Rule of Law Operations (ADF IPCML)	Police Operations (Australian Federal Police)
Day 2	Rules of Engagement (ADF IPCML)	Detention Operations (ADF IPCML)	Operational Incident Management (ADF IPCML)	Scenario Training (ADF IPCML + Tatmadaw JAGs)	Scenario Training (ADF IPCML + Tatmadaw JAGs)	Individual and Command Responsibility (ADF IPCML)

### Spectrum of Operations.

This presentation will discuss the law that applies during internal tensions and armed conflict in the following categories:

- Domestic operations
- Peace Operations
- Humanitarian Assistance and Disaster Relief
- Non-International Armed Conflict (NIAC)
- International Armed Conflict (IAC)

### International Humanitarian Law.

This presentation will outline:

- The general principles of the Law of Armed Conflict
- Identify protected and non-protected persons
- Identify protected and non-protected objects
- Identify permitted and prohibited weapons and weapon systems

### ICRC.

This presentation will discuss the role and responsibilities of the ICRC.

**International Human Rights Law.**

This presentation will discuss:

- The application of human rights law in times of internal tensions and armed conflict.
- Human rights derogations and limitations

**Rule of Law Operations.**

This presentation covers the difference between the rights and obligations in armed conflict and rule of law operations. The following issues will be discussed:

- Battlefield classification
- Intelligence and surveillance
- Arrest/capture or kill
- Search warrants
- Criminal detention/security internment
- Interrogation
- Investigation
- Use of force in self-defence and attack

**Police Operations.**

This presentation will discuss police powers of arrest, search, detention and investigation and their right to use force in self-defence.

**Rules of engagement.**

This presentation will detail the rules relating to the use of force in self-defence and attack.

**Detention operations.**

This presentation will detail the obligations relating to captured or arrested persons.

**Operational Incident Management.**

This presentation will detail the management, reporting and investigation of operational incidents.

**Scenario Training.**

Attendees will break up into syndicate groups to discuss an operational incident.

**Individual and command responsibility.**

This presentation will outline the consequences of breaching command and individual responsibilities.

**From:** s47F  
**To:** [Bruce, Paul \(DFAT\)](#)  
**Cc:** s47F  
**Subject:** Myanmar - Course Postponements Joint Training Program - Jul - Dec 20 and DITC Students [SEC=UNCLASSIFIED]  
**Date:** Thursday, 14 May 2020 2:55:54 PM

---

UNCLASSIFIED

Good afternoon Paul

Hope this finds you all safe and well.

As you can appreciate in these unprecedented times IET have had to consult with the course providers for advice on whether courses that have been offered in the Joint Training Program (short courses) can be conducted due to COVID-19 restrictions and training providers priorities.

Unfortunately we have to postpone the following courses and are still working through when/ if we can offer the courses in 2021 in addition to the offers already sent for Jan – Jun 21.

<b>1/20 Health Aspects of Disaster - Dec 20</b>	<b>1 position</b>
<b>1/20 Fundamentals of Internal Audit – Oct 20</b>	<b>1 position</b>
<b>1/20 Governance &amp; Financial Management – 16 – 28 Aug 20</b>	<b>2 positions</b>
<b>1/20 International Aviation Safety Officer – 20 -24 Jul 20</b>	<b>2 positions</b>

s47F will be commencing on the Intermediate Australian English Language Course on 21 May 20 and s47F commenced on 1/20 English Curriculum Development Course on 7 May 20, as they are unable to return to Myanmar at this present time.

Kind regards

s47F

- Deputy Director, International Education and Training

Enabling and Executive Branch  
International Policy Division  
Department of Defence

s47F

**IMPORTANT:** This email remains the property of the Department of Defence. Unauthorised communication and dealing with the information in the email may be a serious criminal offence. If you have received this email in error, you are requested to contact the sender and delete the email immediately.

**From:** s47F  
**To:** Bruce, Paul (DFAT)  
**Cc:** s47F  
**Subject:** Myanmar - Course Postponements Joint Training Program - Jul - Dec 20 and DITC Students [SEC=UNCLASSIFIED]  
**Date:** Friday, 22 May 2020 5:11:29 PM

UNCLASSIFIED

Good afternoon,

Hope you're all safe and well!

As per Natalie's previous email, the following courses will also be postponed:

Myanmar	JTP	1/20 Humanitarian Operations Seminar	2 positions	06-Jul-20	10-Jul-20
Myanmar	JTP	1/20 Women Peace & Security: Emerging Issues	1	17-Aug-20	21-Aug-20
Myanmar	JTP	3/20 Gender Advisor Course	1	01-Dec-20	10-Dec-20
Myanmar	JTP	3/20 UNPOC - UNMEoMC Student	1	28-Sep-20	14-Oct-20
Myanmar	JTP	3/20 UNPOC - UNSOC Student	1	28-Sep-20	14-Oct-20

\*\*At this stage ADC has advised they may run 3/20 Gender Adviser course in Dec, which I have highlighted above, IET will provide further advice on this when available.

Thank you.  
Kind regards,

s47F

\*\*Please note that I work a nine day fortnight and will be out of the office every second Wednesday during the ACT school term\*\*

s47F - Liaison Officer | International Education and Training  
Enabling and Executive Branch | International Policy Division | Department of Defence

s47F

Please consider the environment before printing this email.

The Department of Defence acknowledges Aboriginal and Torres Strait Islander peoples as the Traditional Custodians of the lands and waters of Australia and pays respect to Elders, both past and present.

The Department also acknowledges the service of Aboriginal and Torres Strait Islander women and men, who have contributed to the defence of Australia in times of peace and war.

**IMPORTANT:** This email remains the property of the Department of Defence. Unauthorised communication and dealing with the information in the email may be a serious criminal offence. If you have received this email in error, you are requested to contact the sender and delete the email immediately.

**From:** s47F  
**Sent:** Thursday, 14 May 2020 2:56 PM  
**To:** Bruce, Paul (DFAT) <paul.bruce@dfat.gov.au>  
**Cc:** s47F

**Subject:** Myanmar - Course Postponements Joint Training Program - Jul - Dec 20 and DITC Students [SEC=UNCLASSIFIED]

UNCLASSIFIED

Good afternoon Paul

Hope this finds you all safe and well.

As you can appreciate in these unprecedented times IET have had to consult with the course providers for advice on whether courses that have been offered in the Joint Training Program (short courses) can be conducted due to COVID-19 restrictions and training providers priorities.

Unfortunately we have to postpone the following courses and are still working through when/ if we can offer the courses in 2021 in addition to the offers already sent for Jan – Jun 21.

<b>1/20 Health Aspects of Disaster - Dec 20</b>	<b>1 position</b>
<b>1/20 Fundamentals of Internal Audit – Oct 20</b>	<b>1 position</b>
<b>1/20 Governance &amp; Financial Management – 16 – 28 Aug 20</b>	<b>2 positions</b>
<b>1/20 International Aviation Safety Officer – 20 -24 Jul 20</b>	<b>2 positions</b>

s47F [REDACTED] will be commencing on the Intermediate Australian English Language Course on 21 May 20 and s47F [REDACTED] commenced on 1/20 English Curriculum Development Course on 7 May 20, as they are unable to return to Myanmar at this present time.

Kind regards

s47F [REDACTED]

[REDACTED] - Deputy Director, International Education and Training

Enabling and Executive Branch  
International Policy Division  
Department of Defence

s47F [REDACTED]

IMPORTANT: This email remains the property of the Department of Defence. Unauthorised communication and dealing with the information in the email may be a serious criminal offence. If you have received this email in error, you are requested to contact the sender and delete the email immediately.



**Australian Government**

**Department of Defence**

Australian Defence Section Myanmar

DEFMYN/OUT/2020/043

s47F

Office of Military Security Affairs  
Office of the Commander-in-Chief (Army)  
Nay Pyi Taw  
Republic of the Union of Myanmar

Dear Colonel,

I refer to my letter of 04 March 2020 (DEFMYN/OUT/2020/018) with regard to the offer the Tatmadaw up to 27 positions on the Joint Training Program (JTP) for Training Year 2020/2021 (TY20/21), which covers the period 01 Jul 20 to 30 Jun 21.

Please be advised that the following JTP courses offered to Tatmadaw have to be postponed due to COVID-19 restrictions:

- Humanitarian Operations Seminar: 6-10 Jul 20
- Governance & Financial Management: 16-28 Aug 20
- Women Peace & Security: Emerging Issues: 17-21 Aug 20
- International Aviation Safety Officer: TBC Sept 2020
- United Nations Peacekeeping Officers Course: 28 Sep - 14 Oct 20,
- Fundamentals of Internal Audit: TBC Oct 20
- Health Aspects of Disaster: TBC Dec 20
- Gender Advisor Course: 01 - 10 Dec 20

At this stage, the timeline is unpredictable, however we will provide further advice on scheduling for these courses when information becomes available.

There is a possibility a number of courses may be offered close together, not long after when international restrictions are lifted. In order to assist the Tatmadaw in preparing suitable candidates, my team will organise a round of Australian Defence Force English Language Profiling System (ADFELPS) testing in Nay Pyi Taw as soon as the situation allows.

Should you require any additional information with regard to this letter, please do not hesitate to contact the Defence Support Officer, s47F

Assuring you of my continuing cooperation.

Yours faithfully

s22

**Paul Bruce**

Colonel

Australian Defence Attaché - Myanmar

27 May 2020

Australian Embassy, Vantage Tower, 623 Pyay Road, Yangon

s47F

UNCLASSIFIED

## AUSTRALIA – MYANMAR

### Key Points

- s22 [REDACTED]  
[REDACTED]  
[REDACTED]
- Australia's defence engagement with Myanmar maintains open lines of communication and influences positive change in areas such as military reform, human rights accountability and adherence to international law.

### Talking Points

- s22 [REDACTED]  
[REDACTED]  
[REDACTED]
  - [REDACTED]  
[REDACTED]  
[REDACTED]
- [REDACTED]  
[REDACTED]
  - [REDACTED]  
[REDACTED]  
[REDACTED]
- [REDACTED]
  - [REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]
- [REDACTED]  
[REDACTED]
  - [REDACTED]  
[REDACTED]  
[REDACTED]

UNCLASSIFIED

## AUSTRALIA – MYANMAR

- s22 [REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED].

### Defence engagement with Myanmar

- Defence's engagement maintains open lines of communication with the Myanmar military.
  - This is critical to influencing positive change, including on military reform and human rights.
- Australia's modest defence engagement with Myanmar is carefully targeted, limited to non-operation areas, and considered on a case-by-case basis.

### ***If raised: Is Australia offering more training positions to the Myanmar military?***

- Training positions offered to Myanmar for Financial Year 2020/21 [approx. 30 Australian-based positions] will be similar to the number offered for 2019/20.

### ***If raised: Why does Australia conduct peacekeeping training for the Tatmadaw when the UN will no longer deploy Myanmar peacekeepers?***

- Peacekeeping training offered by Defence extends beyond preparing nations to deploy.
  - It also has a significant focus on international humanitarian law, appropriate use of force, protection of vulnerable populations, women, peace and security, and UN Member States' rights and obligation under international law.
  - Defence sponsored peacekeeping training also supports the findings of the 2018 UN Fact-Finding Mission (UN FMM).

### ***If raised: Vetting***

- All foreign military personnel seeking entry to Australia for training, including those from Myanmar, are required to apply for an appropriate visa.



## **AUSTRALIA – MYANMAR**

- Applicants must meet visa criteria, including character and national security requirements, which can take into account past military service.
- Defence staff at the Australian Embassy in Yangon look to ensure to the extent possible that participants in our programs have not committed the sorts of human rights violations detailed in the UN FMM report.

## AUSTRALIA – MYANMAR

s22



PDR: QB20-000084  
Date cleared: 28 May 2020

## AUSTRALIA – MYANMAR

- s22 [REDACTED]
- [REDACTED]
- The Defence Cooperation Program Budget for Financial Year 2019-20 is \$330,000.

### Contact and Clearance Officer

*Contact Officer:*

s47F [REDACTED]

Acting Director SEAM

s47F [REDACTED]

*Clearance Officer:*

David Lewis

Assistant Secretary Southeast Asia

s47F [REDACTED]

Date: 28 May 2020

UNCLASSIFIED

## AUSTRALIA – MYANMAR

### Key Points

- s22 [REDACTED]  
[REDACTED]  
[REDACTED]
- Australia's defence engagement with Myanmar allows us to relay our serious concerns regarding the situation in Myanmar directly, including the need for accountability. It also reinforces the apolitical role of a modern defence force, the appropriate use of the military, and adherence to international humanitarian and military law.

### Talking Points

- s22 [REDACTED]  
[REDACTED]
- [REDACTED]  
[REDACTED]
- [REDACTED]  
[REDACTED]  
[REDACTED]
- [REDACTED]  
[REDACTED]  
[REDACTED]
- [REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]
- [REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]
- [REDACTED]  
[REDACTED]  
[REDACTED]
- [REDACTED]  
[REDACTED]

UNCLASSIFIED

## AUSTRALIA – MYANMAR

s22

### Defence engagement with Myanmar

- Australia's defence engagement with Myanmar allows us to relay our serious concerns regarding the situation in Myanmar directly, including the need for accountability. It also reinforces the apolitical role of a modern defence force, the appropriate use of the military, and adherence to international humanitarian and military law.
- It focuses on non-combat areas such as international humanitarian and military law, humanitarian assistance and disaster relief, English-language training, aviation safety, and peacekeeping.
- We do not provide operational support to the Myanmar military or conduct bilateral military exercises.

### ***If raised: Is Australia offering more training positions to the Myanmar military?***

- Training positions offered to Myanmar for Financial Year 2020/21 [approx. 30 Australian-based positions] will be similar to the number offered for 2019/20.

### ***If raised: Why does Australia conduct peacekeeping training for the Tatmadaw when the UN will no longer deploy Myanmar peacekeepers?***

PDR: QB20-000084  
Date cleared: 29 June 2020

## AUSTRALIA – MYANMAR

- Peacekeeping training offered by Defence extends beyond preparing nations to deploy.
  - It also has a significant focus on international humanitarian law, appropriate use of force, protection of vulnerable populations, women, peace and security, and UN Member States' rights and obligation under international law.
  - Defence sponsored peacekeeping training also supports the findings of the 2018 UN FMM.

### ***If raised: Vetting***

- All foreign military personnel seeking entry to Australia for training, including those from Myanmar, are required to apply for an appropriate visa.
- Applicants must meet visa criteria, including character and national security requirements, which can take into account past military service.
- Defence staff at the Australian Embassy in Yangon look to ensure to the extent possible that participants in our programs have not committed the sorts of human rights violations detailed in the UN FMM report.

## AUSTRALIA – MYANMAR

s22



PDR: QB20-000084  
Date cleared: 29 June 2020

**AUSTRALIA – MYANMAR**

s22

- The Defence Cooperation Program Budget for Financial Year 2019-20 is \$330,000.

**Contact and Clearance Officer***Contact Officer:*

s47F

Director SEAM

s47F

*Clearance Officer:*

David Lewis

Assistant Secretary Southeast Asia

s47F

Date: 29 June 2020



## AUSTRALIA – MYANMAR

## Key Points

- s22
- Australia's defence engagement with Myanmar allows us to relay our serious concerns regarding the situation in Myanmar directly, including the need for accountability. It also reinforces the apolitical role of a modern defence force, the appropriate use of the military, and adherence to international humanitarian and military law.
- Engaging with Myanmar supports regional stability and multilateral engagement, particularly with ASEAN.

## Talking Points

- s22

Age Group	Count
0-4	10
5-9	20
10-14	5
15-19	95
20-24	90
25-29	80
30-34	100
35-39	60
40-44	100
45-49	10



## AUSTRALIA – MYANMAR

- It focuses on non-combat areas such as international humanitarian and military law, humanitarian assistance and disaster relief, English-language training, aviation safety, and peacekeeping.
- The training positions offered to Myanmar for this Financial Year [approx. 30 Australian-based positions] will be similar to the number offered for 2019/20
- We do not provide operational support to the Myanmar military or conduct bilateral military exercises.

***If raised: Why does Australia conduct peacekeeping training for the Tatmadaw when the UN will no longer deploy Myanmar peacekeepers?***

- Peacekeeping training extends beyond preparing nations to deploy.
  - It has a significant focus on international humanitarian law, appropriate use of force, protection of vulnerable populations, women, peace and security, and UN Member States' rights and obligation under international law.
  - This supports the findings of the 2018 UN Fact-Finding Mission to Myanmar.

s22

## AUSTRALIA – MYANMAR

s22



PDR: QB20-000084  
Date cleared: 7 July 2020

## AUSTRALIA – MYANMAR

- s22 [REDACTED]
- The Defence Cooperation Program Budget for Financial Year 2019-20 was \$330,000.

### Contact and Clearance Officer

<p><i>Contact Officer:</i></p> <p><span style="color: red;">s47F</span> Director SEAM <span style="color: red;">s47F</span></p>	<p><i>Clearance Officer:</i></p> <p>David Lewis Assistant Secretary Southeast Asia <span style="color: red;">s47F</span></p> <p>Date: 7 July 2020</p>
---	---

UNCLASSIFIED

## AUSTRALIA – MYANMAR

### Key Points

- s22 [REDACTED]  
[REDACTED]  
[REDACTED]
- [REDACTED]  
[REDACTED]  
[REDACTED]
- Australia's defence engagement with Myanmar allows us to relay our serious concerns regarding the situation in Myanmar directly, including the need for accountability. It also reinforces the apolitical role of a modern defence force, the appropriate use of the military, and adherence to international humanitarian law.

### Talking Points

- s22 [REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]
- [REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]
- [REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

UNCLASSIFIED

Group	Yes (%)	No (%)
All respondents	78	21
Rep/Lean Rep	85	15
Dem/Lean Dem	65	35

- In line with the Defence Strategic Update 2020, Defence is prioritising its engagement in the Indo-Pacific, including Southeast Asia.
  - We support ASEAN centrality and engage with Myanmar and regional partners to work toward regional security, including registering our concerns on the security situation and humanitarian issues in Myanmar.
- Australia’s bilateral defence engagement with Myanmar allows us to relay our serious concerns directly, particularly on human rights and accountability.
  - It also reinforces the apolitical role of a modern defence force, the appropriate use of the military, and adherence to international humanitarian law.
- Training provided to Myanmar focuses on non-combat areas such as international humanitarian law, humanitarian assistance and disaster relief, English-language training, aviation safety, and peacekeeping.
- We do not provide operational support to the Myanmar military or conduct bilateral military exercises.
- Australia is not planning to expand its training positions this Financial Year.

## AUSTRALIA – MYANMAR

s22



PDR: QB20-000084  
Date cleared: 13 July 2020



## AUSTRALIA – MYANMAR

s22



## AUSTRALIA – MYANMAR

### Defence engagement with Myanmar

- On 19 February, Minister Reynolds set out Australia's vision for defence engagement with Southeast Asia to her counterparts at the inaugural ASEAN-Australia Informal Defence Ministers' Meeting in Hanoi. The Defence Strategic Update now supplements her comments, with defence planning explicitly prioritised to our immediate region, including maritime and mainland Southeast Asia.
  - It is important to engage with Myanmar as a member of ASEAN toward our efforts of regional security
- Australia also seeks to work with the Tatmadaw on training programs to encourage generational change and provide a direct avenue through which to message and influence its members about human rights, international humanitarian law, and accountability.
- The Defence Cooperation Program Budget for such training was \$330,000 [2019/20].

### Contact and Clearance Officer

<p><i>Contact Officer:</i></p> <p>s47F [REDACTED]          Director SEAM          s47F [REDACTED]          [REDACTED]</p>	<p><i>Clearance Officer:</i></p> <p>David Lewis          Assistant Secretary Southeast Asia          s47F [REDACTED]          [REDACTED]</p> <p>Date: 13 July 2020</p>
---	--

OFFICIAL

## AUSTRALIA - MYANMAR

### Key Points

- s22 [REDACTED]  
[REDACTED]  
[REDACTED]
- Australia's defence engagement with Myanmar allows us to relay our serious concerns regarding the situation in Myanmar directly, including the need for accountability. It also reinforces the apolitical role of a modern defence force, the appropriate use of the military, and adherence to international humanitarian and military law.

### Defence Strategic Update 2020 & Force Structure Plan 2020

- The Defence Strategic Update 2020 reinforces Defence's prioritisation of engagement in the Indo-Pacific, including in Southeast Asia.
- Australia's defence engagement with Myanmar is consistent with this approach.

s22 [REDACTED]  
[REDACTED]

[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

PDR: QB20-000084

Date cleared: XX September 2020

OFFICIAL

## AUSTRALIA - MYANMAR

s22

Group	Percentage
All respondents	78%
Rep/Lean Rep	75%
Dem/Lean Dem	82%
No opinion	15%

## Defence Engagement with Myanmar

- Australia's defence engagement with Myanmar allows us to relay our concerns directly and reinforce the apolitical role of a modern defence force.
  - It focuses on international humanitarian law, humanitarian assistance and disaster relief, English-language training, aviation safety, and peacekeeping.
  - We do not provide operational support to the Myanmar military or conduct bilateral military exercises.

s22

Service	Percentage
Online banking	95%
Mobile banking	92%
ATM	88%
Branch	85%
Phone banking	78%

OFFICIAL

## AUSTRALIA - MYANMAR

s22



PDR: QB20-000084

Date cleared: XX September 2020

OFFICIAL

## AUSTRALIA - MYANMAR

s22

- The Defence Cooperation Program Budget for Myanmar is \$360,000 [2020/21].
- 

### Contact and Clearance Officer

*Contact Officer:*

s47F  
Director Southeast Asia - Mainland  
International Policy Division

s47F

*Clearance Officer:*

David Lewis  
Assistant Secretary Southeast Asia  
International Policy Division

s47F

Date: XX Sep 2020

PDR: QB20-000084

Date cleared: XX September 2020

## Myanmar - Australia

Key Witness/es: [NAME][POSITION]

### Strategic Narrative

- s22 [REDACTED]  
[REDACTED]  
[REDACTED]
- Australia's defence engagement with Myanmar allows us to relay our serious concerns regarding the situation in Myanmar directly, including the need for accountability. It also reinforces the apolitical role of a modern defence force, the appropriate use of the military, and adherence to international humanitarian and military law.
- *The Defence Strategic Update 2020* reinforces Defence's prioritisation of engagement in the Indo-Pacific, including in Southeast Asia.
- Australia's defence engagement with Myanmar is consistent with this approach.

### KEY FACTS AND FIGURES

- Australia's Defence Cooperation Program budget with Myanmar for Financial Year 2020/21 is approximately \$360,000.
- Defence offers Myanmar 40 Australian-based training positions annually.

### Talking Points

- s22 [REDACTED]  
[REDACTED]

UNCLASSIFIED

s22

### **Defence Engagement with Myanmar**

- Australia's defence engagement with Myanmar is considered on a case-by-case basis and focuses on international humanitarian law, humanitarian assistance and disaster relief, English-language training, aviation safety, and peacekeeping.
- We do not provide operational support to, or conduct bilateral military with, the Myanmar military.

s22



UNCLASSIFIED

s22



UNCLASSIFIED

s22



Clearing Officer	Name, Position	Division	Office Phone Mobile Phone
------------------	----------------	----------	------------------------------

**UNCLASSIFIED**

Drafting Officer	s47F [REDACTED] Policy Officer	Southeast Asia Branch, Southeast Asia - Mainland	Office Phone s47F [REDACTED]
Consultation	Name, Position	Division, Branch, Section	Office Phone Mobile Phone
Consultation	Name, Position	Division, Branch, Section	Office Phone Mobile Phone

## Key Points

- ## Defence Strategic Update 2020 & Force Structure Plan 2020

- s22

OFFICIAL

## AUSTRALIA - MYANMAR

s22

|

### Defence Engagement with Myanmar

- Australia's defence engagement with Myanmar allows us to relay our concerns directly and reinforce the apolitical role of a modern defence force.
  - It focuses on international humanitarian law, humanitarian assistance and disaster relief, English-language training, aviation safety, and peacekeeping.
  - We do not provide operational support to the Myanmar military or conduct bilateral military exercises.

s22

|

OFFICIAL

## AUSTRALIA - MYANMAR

s22



- The Defence Cooperation Program Budget for Myanmar is \$360,000 [2020/21].

PDR: QB20-000084

Date cleared: XX September 2020

OFFICIAL

OFFICIAL

## AUSTRALIA - MYANMAR

### Contact and Clearance Officer

*Contact Officer:*

s47F

Director Southeast Asia - Mainland  
International Policy Division

s47F

*Clearance Officer:*

David Lewis  
Assistant Secretary Southeast Asia  
International Policy Division

s47F

Date: XX Sep 2020

PDR: QB20-000084

Date cleared: XX September 2020

OFFICIAL

**From:** s47F  
**To:** s47F  
**Subject:** 20201006-PAS-MYA-IELTS-TRG [SEC=OFFICIAL]  
**Date:** Tuesday, 6 October 2020 6:11:35 PM  
**Attachments:** [20200930-PAS-IELTS-20-MYA.docx](#)

---

**OFFICIAL**

Good Afternoon s47F

Please find attached the PAS that will hopefully secure the funds (\$4110 US) for the DCP MYA to continue with their IELTS online training due to their postponed examination. Apologies for the urgency on this request but we are trying to avoid a training gap occurring. Although the PAS is requesting funds for 6 weeks top up training I am hopeful we will need no more than 3, which is dependant on exam availability.

The proposed start date would be the 13 Oct 20.

Regards

s47F

Defence Cooperation Education Officer  
Thailand/Cambodia/Myanmar

Australian Embassy, Thailand  
181 Wireless Road,  
Lumpini, Pathumwan  
Bangkok 10330 Thailand

s47F



## **DEFENCE COOPERATION PROGRAM – MYANMAR PROJECT ACTIVITY STATEMENT (PAS)**

### **PROJECT: SUPPORT THE ENGLISH CAPABILITY OF THE MYANMAR IELTS STUDENTS 2020 PRIOR TO THE AVAILABILITY OF THE IELTS EXAM**

#### **Project description**

This PAS seeks International Policy Division's and post support, including \$4,110 US in additional funding, to maintain the language and test-taking skills of five Tatmadaw students from the 2020 IELTS course delivered by EDULINK IOT achieve an overall 6.5 band score on a test in late October 2020.

1. The Defence Cooperation Programme (DCP) has provided the Tatmadaw with a comprehensive IELTS training programme with a view to developing a pool of Officers from which to select candidates for scholarships and DCP funded training courses. Unfortunately, due to additional Covid-19 restrictions the IELTS examination board have suspended all IELTS tests for 4-6 weeks, the timing of which, was delivered one week prior to the students completing their IELTS training and examination. The DCP has struggled to provide high quality candidates from the Tatmadaw in previous years, therefore several initiatives were developed and executed for the 2020 IELTS course.

#### **Background**

2. As previously mentioned five of the IELTS students were unable to sit their IELTS exam due to additional Covid-19 restrictions after completing a 300 hour IELTS preparation course which started in February 2020 and concluded on September 17, 2020. This course had been interrupted by the first COVID-19 related school closure from March to June and completed the last 24 hours of instruction online using Zoom when the EDULINK's on site classrooms were closed for a second time on September 4. The British Council informed the students shortly before the end of the course that their scheduled September 26 test would be cancelled and rescheduled for a later unspecified date. As there will be a period of several weeks between the end of the IELTS training and the rescheduled test, there is a concern that students' language skills will deteriorate. IOT counteract this potential language attrition, we are proposing that EDULINK maintain the students' language skills prior to completing their exams.

#### **Objectives**

The objective of the project is to maintain the English capability of the Tatmadaw Officers IOT for them to play a major role in future DCP initiatives by supporting them prior to their IELTS examination date.

#### **Options**

3. When considering solutions to the problem, three possibilities were considered:
- a. Supporting students through EDULINK with delivered online English support until their respective examination date

- b. Rely on student run initiatives to maintain their English capability prior to their respective IELTS exam
- c. The DCEO Thailand conducting online tutorials to maintain student English capability.

### **Funding**

This proposal (worst case scenario) requests the funding for 6 weeks of IELTS skills maintenance delivered by EDULINK to 5 x Tatmadaw personnel at a cost of \$4110 US. This figure is based on quotes from EDULINK and current exchange rates.

### **Project timeframes / dates**

- 4. EDULINK have agreed to a degree of flexibility WRT course start dates, however the preferred start date is 13 Oct 20 to avoid any additional delays.

### **Performance measures**

- 5. Performance will be gauged by:
  - a. The ability to pass the IELTS exam to a standard of 6.5A
  - b. The expansion of the pool of candidates for DCP funded scholarships and courses.

### **Impact if proposal not supported**

- 6. If this PAS is not supported then it would have the following impacts on the in country English language capability:
  - a. An opportunity to enhance the Defence Cooperation between Australia and the Tatmadaw will be lost
  - b. The potential to deepen the pool of future training candidates will be jeopardised.
- 7. It is understood that this request comes on top of the DCP initiatives that have already improved and supported the IELTS training within Myanmar. These students have remained engaged in the training for an extended period (COVID affected) and this request has been formulated to continue the success of the DCP language training.

### **Recommendations:**

**Activity Manager** s47F

COL Anthony Egan  
Defence Attache

Recommended / Not Recommended

Date: 7 OCT 20

### **Project Approval**

International Policy Division

Approved / Not Approved

Date:

*This is an essential augmentation  
of hours for these five students.*

**From:** s47F [redacted]  
**To:** s47F [redacted]  
**Cc:** s47F [redacted]  
**Subject:** Myanmar DITC Course Offers Jan - Jun 21 [SEC=OFFICIAL]  
**Date:** Wednesday, 2 December 2020 1:57:46 PM  
**Attachments:** [Myanmar Jan Jul 21 Offers.xlsx](#)

---

## OFFICIAL

Good afternoon Team

Please find attached a summary of the DITC courses funded for the period Jan – Jun 21 for Myanmar

Please note that the dates on the spreadsheet doesn't included the 1 week Administration and Reception (ARP) – the ARP is still required for online training.

Kind regards

s47F [redacted]

[redacted] - Deputy Director, International Education and Training

Enabling and Executive Branch  
International Policy Division  
Department of Defence  
Ph: +61 2 6265 5940

s47F [redacted]  
[redacted]  
[redacted]

IMPORTANT: This email remains the property of the Department of Defence. Unauthorised communication and dealing with the information in the email may be a serious criminal offence. If you have received this email in error, you are requested to contact the sender and delete the email immediately.

Desk	Program me	Course Name / Activity	Number of Positions Offered	Start Date	Cease Date	Number of days	Comments
Myanmar	DITC	1/21 Intermediate Australian English Language Course (Remote)	1	s33		75	
Myanmar	DITC	2/21 Intermediate Australian English Language Course (Remote)	1			75	
Myanmar	DITC	1/21 Advanced Australian English Language Course (Remote)	1			88	
Myanmar	DITC	1/21 English Teacher Development Course Phase 1 (Remote)	1			33	Phase 2 will be s33 (face to face)
Myanmar	DITC	1/21 Methodology of English Language Teaching Phase 1 (Remote)	1			33	Phase 2 will be s33 (face to face)
		<b>FY21/22</b>					
Myanmar	DITC	1/21 English Teacher Development Course Phase 2 (Face to Face)	1			26	Need to have done 1/21 English Teacher Development Phase 1
Myanmar	DITC	1/21 Methodology of English Language Teaching Phase 2 (Face to Face)	1			47	Need to have done 1/21 Methodology of English Teaching Phase 1

**From:** s47F  
**To:** s47F  
**Subject:** RE: Weekly update - Myanmar [SEC=PROTECTED]  
**Date:** Friday, 4 December 2020 10:08:00 AM

---

~~-----PROTECTED-----~~

Thanks Tony

Look forward to the cable, and discussions next year re sub

s47F

IMPORTANT: This email remains the property of the Department of Defence. Unauthorised communication and dealing with the information in the email may be a serious criminal offence. If you have received this email in error, you are requested to contact the sender and delete the email immediately.

---

**From:** Egan, Anthony s47F  
**Sent:** Thursday, 3 December 2020 7:57 PM  
**To:** s47F  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
**Subject:** Weekly update - Myanmar [SEC=PROTECTED]

~~-----PROTECTED-----~~

Good afternoon all,

s22

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Priorities for next week are:

- producing notes from virtual meeting with s47F staff
- Coordinating nominations from TMD for initial offers for DITC virtual English language training in period Feb-May 2021
- Letter to TMD seeking nomination for in-country Scholarship positions in Semester Two 2021
- s22

s22

Best wishes,

Tony Egan  
Colonel  
Defence Attachè Myanmar  
Australian Embassy Yangon

s47F

## Myanmar

Ambassador Andrea Faulkner (since Jan 2019) replaced Nicholas Coppel

Defence Attaché Tony Egan (since July 2020) replaced COL Paul Bruce

**Key issue: Potential meeting with Tatmadaw Commander in Chief; policy space to continue engagement with the Tatmadaw in the context of human rights abuses and sanctions.**

s22

[REDACTED]

[REDACTED]

[REDACTED]

## Tatmadaw

Our military cooperation with Myanmar is closely examined. Our DCP is relatively small – approx. AUD350,000 and focuses on non-combat areas like English language training and IHL. We use it to support modest improvements but to provide an avenue in which to engage rather than isolate.

Human Rights Watch and other NGOs routinely campaign against our engagement. s22

Australia's Ambassador met with the Myanmar military Commander-in-Chief, Senior General Min Aung Hlaing [29 January 2020]. This meeting raised concerns. But it also allowed us progress our IHL training (would not occur without C-in-C agreement). The Ambassador also stressed the need for accountability for human rights violations and to seek to influence change in Tatmadaw behaviour.

s22

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

## HOM Myanmar

HOM	Andrea Faulkner (since Jan 2019)
DA	Tony Egan (since July 2020) replaced COL Paul Bruce
COVID-19	Approx. 93,600 cases, 1,998 deaths. Testing not widespread. Rotating work arrangements in the Embassy.

### Key issues for HOM

- Defence provides important ballast. Tatmadaw remain well-connected in Government. Limited likeminded presence.

- DCP. Approx. \$350,000. Focuses on non-combat areas (English language training, IHL).

- Meeting with Tatmadaw Commander-in-Chief. <sup>s33</sup>

- <sup>s22</sup>



**From:** s47F  
**To:** s47F  
**Cc:** s47F  
**Subject:** FW: ACFID questions on SEA package [SEC=OFFICIAL]  
**Date:** Thursday, 17 December 2020 11:08:00 AM

---

~~OFFICIAL~~

Hi s47F

s47F wanted me to quickly touch base on s47F question on the Tatmadaw. I'm suggesting something like:

The package of measures to enhance defence cooperation has elements that are available to all ASEAN states, including Myanmar. Our defence cooperation with the Tatmadaw is under regular review and all activities are assessed prior to commencement. Defence cooperation is also limited to non-combat areas, and focuses on education and training, particularly related to English language training, and International Humanitarian Law.

Is there anything else you think it needs?

Cheers, s47F

IMPORTANT: This email remains the property of the Department of Defence. Unauthorised communication and dealing with the information in the email may be a serious criminal offence. If you have received this email in error, you are requested to contact the sender and delete the email immediately.

---

**From:** s47F  
**Sent:** Tuesday, 15 December 2020 1:18 PM  
**To:** s47F  
**Subject:** FW: ACFID questions on SEA package [SEC=OFFICIAL]

OFFICIAL

Hi s47F

Can you please work up a suggested response for s47 on the final highlighted point (in consultation with the desk at DFAT)?

Thanks

s47F

IMPORTANT: This email remains the property of the Department of Defence. Unauthorised communication and dealing with the information in the email may be a serious criminal offence.

If you have received this email in error, you are requested to contact the sender and delete the email immediately.

---

**From:** s47F [REDACTED]

**Sent:** Tuesday, 15 December 2020 11:26 AM

**To:** s47F [REDACTED]

[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

**Cc:** s47F [REDACTED]

[REDACTED]

**Subject:** ACFID questions on SEA package ~~[SEC - OFFICIAL]~~

## OFFICIAL

Dear all,

DFAT is meeting the Australian Council for International Development (ACFID) on Friday. They've sent us these questions for the discussion. s22 [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

- s22 [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

- Will defence cooperation with the Tatmadaw in Myanmar be increased under this initiative?

s47F [REDACTED] – is there anything to say about this?

Appreciate your answers before 12pm Thursday.

Regards

Ray

Ray Marcelo

Assistant Secretary  
Southeast Asia Regional Engagement Branch  
Department of Foreign Affairs and Trade

s47F [REDACTED]

IMPORTANT: This email remains the property of the Department of Defence. Unauthorised communication and dealing with the information in the email may be a serious criminal offence. If you have received this email in error, you are requested to contact the sender and delete the email immediately.