



Campaign *for the* Accountability of American Bases

News & Appeal

Issue No. 23: Sept/Oct 2003

Dear friends

Much has happened since the last May newsletter and it's hard to know where to begin to make sense of all that has happened and is happening as we publish; it's perhaps because there is no sense.

Lord Hutton's inquiry is proving to be remarkable in that there appears to be unprecedented disclosure of documents and the calling of witnesses to account for their part in this miserable affair.

The situation in Iraq gets more and more messy and it's frightening to know what the outcome will be. There seems to be very little press about the high levels of radiation in Iraq with many people affected due to the use of depleted uranium weaponry. It is a scandal.

In the meantime the American Missile Defense system steams ahead with the US government announcing a huge increase in defense spending – the highest for 50 years. Yet the President persists in his plans to deploy the beginnings of an anti-missile missile system before the end of the year and to

continue to accelerate more advanced aspects of the programme, even though all analyses indicate that the technology does not exist to support them. The budget for this year contains \$9.1 billion for missile defense.

Here in the UK Geoff Hoon signed a secret Memorandum of Understanding (12 June 03 - see

[Guantanamo Bay? ... NO - Menwith Hill](#)

inside) with the US, for UK contracts in the AMD system – however not so secret – BASIC acquired a copy and CAAB was sent the full text.

A 'virtual' Missile Defense Centre was announced by Lord Bach and the UK government is again insisting that no decision has been made

to deploy AMD. 'They' say this too often.

We have to stop this crazy system. Menwith Hill will be the focus of another demonstration on 11 October to highlight its crucial role..... [details inside](#)

We are living through very dark times and we have to be very vigilant concerning civil liberties. There is a blurring between peaceful protest and 'terrorism'; the US has brought in the Patriot Act; here, the police are using the Terrorism Act 2000.



AROUND THE BASES

NSA MENWITH HILL STATION

(near Harrogate, North Yorkshire)

Planning Applications since last newsletter: More developments

- **PA No: 6.90.141.E.CROWND** - Erection of single storey extension to existing Child Development Center (B.19) for accommodation of school age services
- **PA No: 6.90.155.B.CROWND** - Erection of single storey to existing Medical and Dental Center (B.26)
- **PA No: 6.90.158.B.CROWND** - Erection of 33k volt electricity sub-station with associated access road and compound
- **PA No: 6.99.145.CROWND** - Erection of building and compound to house UPS (Uninterrupted Power Supply) for Building 36T and Building 36M
- **PA No: 6.90.193.C.CROWND** - Erection of extension to provide extra sleeping accommodation to Fire Station
- **PA No: 6.90.265.C.CROWND** - Erection of 1 x Potting Shed, 1 x Greenhouse, 2 metre high boundary fence, formation of hardstanding and tarmac access road [This PA is now valid]
- **03/02204/CMA** - Construction of Waste Storage Area [Dealt with by Harrogate County Council as a waste matter]

New position at NSA Menwith Hill: The Under-Secretary of State for Defence has appointed Kevin McAleese CBE to succeed Air Commodore Simon Bostock as chairman of the RAF Menwith Hill British-American Community Relations Committee.

There are Community Relations Committees at all bases in the UK with large US populations, and their prime purpose is to give American personnel and their families opportunities to enjoy the widest possible contact with the local community.

Mr McAleese, 56, lives in Burn Bridge with his wife Jenny. The former head of Harrogate Grammar School, he is now an education consultant and also a Board member of the Craven, Harrogate and Rural Primary Care Trust. [*Harrogate Advertiser* 12.09.2003]

Regular witness and protest at MHS – Tuesdays 7-9 pm: This weekly demonstration has been going for over three years. Sometimes there are two or three of us but sometimes more people. However many people are there, it is even more important than ever that there is a regular presence standing outside the base; to convey the message that tonight we are here to visibly oppose the role of Menwith Hill and all that it is engaged with (it would be great if groups would commit themselves to regular support).

PLEASE NOTE CHANGE OF TIME

EVERY TUESDAY EVENING

6 – 8 pm

Regular CAAB protest outside Main entrance
to
NSA Menwith Hill
AS FROM 7 OCTOBER '03
(7 – 9 pm until then)

Arrests and court: record number of Pre-Trial Reviews: The case against Christine Dean (CAAB Treasurer) for alleged 'criminal damage' to signs on 4 July this year (see CAAB 22) has ground through Harrogate Magistrates' Court and will finally come to trial on 29 September at Harrogate Magistrates' Court. The cost to the public purse, because of the time scale and number of pre-trial reviews (5) will be substantial. Chris said in response to her plea "I take full responsibility for my actions but I have no guilt – the court entered a plea of 'not guilty'".

Bail conditions: Lindis had sweeping bail conditions imposed by Daventry Magistrates' Court in March – not to go within the boundary of nine named US bases including Menwith Hill.

Tuesday 15 July 2003: Lindis was arrested for allegedly 'obstructing the highway' at the CAAB demonstration on Tuesday evening at Menwith Hill. Bail conditions were imposed which superseded the above bail conditions: 'not to go within 15 meters of the boundary of Menwith Hill.'

She has had to go backwards and forwards to Harrogate Magistrates' Court to apply to vary the bail conditions so that the right to protest under the European Convention on Human Rights is upheld (specifically on Tuesday evenings). She finally achieved this. The trial is fixed for 6/7 November at Harrogate Magistrates' Court.

However the Ministry of Defence Police Agency (MDPA) have spuriously arrested Lindis three times for allegedly breaching the bail conditions. She has been held over night in Harrogate Police Station and taken to court the next morning. On each occasion the alleged breach of bail conditions has not been proved. This is because Lindis did not breach the conditions. On one occasion the Custody Sergeant would not accept the arrest and Lindis was immediately released.

The MDPA have shown a woeful ignorance of the law and a disgraceful attempt to remand Lindis in custody. We will be exploring with the lawyers what to do about this.

Summons discontinued: Anni was ‘reported with a view to prosecution’ for allegedly obstructing the highway on 15 July ’03. She received a summons a month later. Simon Ostler (CPS) sent statements and a pre-trial review was fixed. A week before the hearing, Anni received a letter from Simon Ostler to say that the case was to be discontinued (on 15 September at Harrogate Magistrates’ Court). Anni has written to Ken Fox (Senior CPS) with a list of questions as to the futility and waste of public money of this summons etc.

Menwith Hill byelaws: Lindis has been engaged with this struggle for about 16 years. It continues and at the moment we are in the process of obtaining an Opinion from a Barrister. One day we will be successful in once again over-turning invalid Military Land Byelaws.

Stopped and searched: An American friend joined the CAAB Tuesday protest recently. After about half an hour he was asked to move his car by the joint police patrol (North Yorkshire and MDP). He and his car were searched under s.44 of Terrorism Act 2000 (one of the officers was holding a nasty looking gun). He was photographed and given a ‘Stop/Search Form’ which stated the reasons for the search:

‘behaving strangely around a sensitive military base, vague as to reason for being there, talking to known protesters’.

This Act has been used before at Menwith Hill and was extensively used at USAF Fairford and elsewhere during the US led invasion of Iraq. Leave was granted recently for a Judicial Review on the use of this Act by the police. The police already have adequate powers to ‘stop and search’.

‘Foil the Base’ Demonstration: There was a very successful demonstration organised by CAAB

and friends on 4 July this year – the theme as usual was INDEPENDENCE FROM AMERICA – with a special invitation to come to a ‘Gate Crasher’s Ball – people came in wonderful gowns (including the men!). There were excellent speakers and Mark Thomas compered the event with excellent music.

However the policing was very worrying in that the careful negotiations and agreements that we had had with North Yorkshire Police (NYP) were ‘torn up’ on the day. Police horses were brought in for the first time. They were out of control and it was sheer luck that there were no serious injuries. We are in discussions with NYP so that we avoid a repeat at future demonstrations.

The walk round the base had to be cut short because of the actions of NYP.

Suspended Chief Inspector cleared of fraud charges: A reliable source informs us that Graeme Drummond (ex Chief Inspector MDPA – Menwith Hill) is still suspended from work – [see CAAB 20 and 22].

‘RAF’ FYLINGDALES (near Pickering, North Yorkshire)

Defence Statement - Missile Defence: 12 June 2003: Column 57WS: *The Secretary of State for Defence (Mr. Geoffrey Hoon):* *In a written statement on 5 February 2003, Official Report, columns 11–12WS. I informed the House that the Government had agreed to a US request to upgrade the early warning radar at RAF Fylingdales as part of the US missile defence programme. Since then, we have been engaged in negotiating agreements with the US intended further to develop bilateral cooperation on aspects of the US missile defence programme. The United States Secretary of Defense and I have today signed a Framework Memorandum of Understanding on missile defence that facilitates bilateral information exchanges on missile defence matters, establishes a top-level management structure to oversee cooperative work, and prepares the way for fair opportunities to be given to UK industry to participate in the US programme. It also contains general provisions for security, personnel and other administrative matters. Further MOUs are being negotiated covering the detailed arrangements for the upgrade of the Fylingdales radar, and setting up specific UK/US technical cooperative programmes. The details of these bilateral arrangements are confidential between the respective Governments at this stage.*

None of these agreements commits the UK Government to the acquisition or deployment of a missile defence system. But the Framework MOU is an important step forward that will enable us to improve our understanding of the capabilities of the US system, in order to inform any future decisions on missile defence for the UK or for Europe as a whole.

Missile Defense Parliamentary Question:

23 Jun 2003 : Column 540W

Q: Mr. Jenkin: To ask the Secretary of State for Defence if he will place in the Library a copy of the Memorandum of Understanding on missile defence signed between the US and United Kingdom on 12 June 2003. [121274]

A: Mr. Hoon: I refer the hon. Member to my written statement of 12 June 2003, *Official Report*, column 57WS. The details of the Memorandum of Understanding (MOU) remain confidential between the respective Governments and I am therefore withholding the information in accordance with Exemption 1 of the Code of Practice on Access to Government Information.

Pickering Magistrates' Court -22 September 2003: Misuse of 'Aggravated Trespass' again:

In a surprising decision by Pickering Magistrates, Lindis was found 'guilty' of an alleged offence of 'aggravated trespass' s.68 (Criminal Justice and Public Order Act 1994).

This case arose out of an incident on 25 April this year at 'RAF' Fylingdales when Lindis walked on the moor to deliberately test the invalid military land byelaws.

When she was eventually stopped by two Ministry of Defence Police Agency (MDPA) officers, she immediately said that she was in breach of the byelaws. PC Daryl Jones informed her that the MDPA had been issued with new 'guidelines'. The MDPA were not using the byelaws but instead were instructed to use s.68 'aggravated trespass' (regardless of whether an offence under this law was being committed or not). Lindis had been on the base for an hour and a half.

Lindis was arrested and taken to Scarborough Police Station. PC Jones relayed the reason for arrest to the Custody Sergeant adding "I think you have the new guidelines - I think you've been informed". PC Jones said that the guidelines were with the approval of the Association of the Chief Police Officers (ACCPO).

After the 'guilty' verdict, Lindis quietly began to leave the court but was ordered by the Magistrates to stay. An MDPA officer blocked the court door. Lindis was warned that she was 'in contempt of court'. She was eventually allowed to leave the court and go outside with the same MDPA officer preventing her from leaving the building.

The Magistrates sentenced Lindis to a 'conditional discharge' and declined the application of the CPS's costs. This was despite Lindis already being in breach of a 'conditional discharge'.

We consider that the Magistrates erred in their judgement. More information about the saga of the byelaws can be found on CAAB website: www.caab.org.uk

The invalid byelaws are at USAF Lakenheath, USAF Molesworth, USA Mildenhall, NSA Menwith Hill and 'RAF Fylingdales'. The MDPA have continually abused and manipulated this law together with the Crown Prosecution Service. A pending case to reveal this is being discussed with Counsel.

It is of deep public concern that the MDPA are once again using s.68 'aggravated trespass' as a 'catch all remedy' instead of allowing the validity of the military land byelaws at 'RAF' Fylingdales' (and other bases) to be tested in the courts. Four MDPA officers giving evidence said that ANY trespass would be treated as 'aggravated'.

USAF MILDENHALL (near Lakenheath, Cambs)

[The information below is taken from an Official US military website]

Request a guest speaker: To request a guest speaker from RAF Mildenhall for your organization's meeting, please write to: RAF Mildenhall Public Affairs, Community Relations, Unit 4890 Box 190, Suffolk, IP28 8NF. We regret that requests for guest speakers cannot be made by telephone. In your request for a speaker, please include the following:

- Name and size of group
- Location: city, street, building, room
- Date when speech is to be given
- Approximate time when speech is to begin
- Type, subject and length of speech
- Type of audience attending
- If dinner/lunch will be provided

Tour RAF Mildenhall: Fancy a look at a KC-135 Stratotanker or a military police dog demonstration? RAF Mildenhall Public Affairs offers tours of the base twice weekly on Tuesdays and Thursdays. For more information on tour the base. If you would like to contact RAF Mildenhall by phone or mail, please direct your questions and comments to:

From the United States: RAF Mildenhall, Public Affairs, Unit 4890 Box 190, APO AE 09459:

From outside the United States: 100 ARW/PA, RAF Mildenhall, Suffolk, IP28 8NF: Telephone us from the U.S. at 01144 1638-542654 or from the U.K. at (01638) 542 654

Freedom of Information Act Reading Room:
The Freedom of Information Act (FOIA) established a presumption that records in the possession of agencies and department of the Executive Branch of the United States government are accessible to the people.

Visit www.mildenhall.af.mil/foia.htm to access frequently requested records.

Visit www.mildenhall.af.mil/foiafaq.htm to learn how to request access to releasable records. Fill in our FOIA request form at www.mildenhall.af.mil/foiareq.htm to submit FOIA requests to our office.

USAF FELTWELL
The Deep Space Tracking Center and Near Space Facility
(Near Thetford Norfolk)

US Independence Day: Fourth of July 2003 saw a Peacemakers' Ball at the gate of U.S.A.F. Feltwell as well as the usual U.S. services party inside. Billed as an "Independence from America" event, it was organised by the Theatre of War and sponsored by Lakenheath Action Group. There were ballgowns, tiaras, a Nuclear Weapons Fashion Show -- everything from mini-nukes to Trident and B61s was on parade -- and lots of music, dancing, picnicking and general fun.

We started at the Main Gate of U.S.A.F. Lakenheath and moved on to Feltwell about the time that people began streaming in for the traditional festivities. Many people -- on foot and in cars -- passed by our banners and placards. The Declaration of Independence from America, suitably amended for the local situation, was read at both venues.

There was perfect weather and the two dozen or so people attending were quite convinced that campaigning can be relaxing and fun (at times)! We are definitely planning to make this an annual event. *[Lakenheath Action Group]*

[We are asking Norman Baker MP to ask more Parliamentary Questions about this secretive and unaccountable base and it's possible links to the American Missile Defense].

USAF CROUGHTON
(near Brackley, Northants)

Iraq Protest case continues: There have been several court stages to this case at Daventry Magistrates' Court. The case was then transferred to Northampton Magistrates' Court before District Judge Freil for a pre-trial review on Monday 8 September 2003. [refer to CAAB website]

The alleged offence - s.68 'aggravated trespass' (Criminal Justice and Public Order Act 1994 - 'that you did trespass in the open air with the intention of disrupting, obstructing and intimidating lawful activity') happened on 26 March at USAF Croughton. On 26 September legal arguments will be heard to decide questions of the 'lawful' activities of the base and the legality of the US led invasion of Iraq. The case will then go to trial on 29 September and 1 October at Northampton Magistrates' Court. A report of this will be in the next newsletter.

Lindis was held overnight after she was arrested and remanded in custody to Holloway for one week on 26 March by Northampton Magistrates. She was released on bail (not to go within 5 meters of 9 named US bases - including USAF Fairford and Welford). At each hearing there have been either one or two 'observers' sitting at the back of the court.

USAF FAIRFORD and USAF WELFORD
(near Letchlade, Gloucestershire)

Lawrence Wins £10m RAF Fairford Contract: Lawrence, the Bath based specialist contractor has been awarded a £10m contract by Defence Estates for United States Air Force at RAF Fairford in Gloucestershire.

In light of last month's announcement regarding the closure of RAF Lyneham this new contract demonstrates the continuing investment and development in defence services in the area. And with many of the worlds most expensive planes already flying into RAF Fairford for the International Air Tattoo, this Saturday 19th July, this announcement is timely.

The Design and Construct, contract is for the provision of a new Hydrant Fuel System, which will comprise the construction of two new part buried, steel fuel storage tanks with concrete jackets, the installation of stainless steel and carbon steel fuel pipelines, 2 pumping stations, aircraft hydrant pits, loading and dispense systems and 5000 sq metres of vehicle hard-standing.

New buildings will include a filter house, a control building, a vehicle inspection building, and a 320 sq m single-storey Petroleum Operations Building of traditional build with a pitched roof. Also included are all electrical works and demolition of the existing fuelling installations.

There is a twelve-month contract period with an anticipated start on site in October 2003, and completion by September 2004. [Lawrence Contractors Press Release 16.07.2003]

For information from Fairford and Welford click on
<http://groups.yahoo.com/group/fairfordpeacewatchsupporters>
email:
fairfordpeacewatchsupporters@yahoogroups.com

SELECTION OF PARLIAMENTARY QUESTIONS AND ANSWERS

Q: Norman Baker: To ask the Secretary of State for Defence what powers can be exercised by, and what rules of engagement apply to, the US National Guard in the event of unauthorised persons being found within RAF bases where the US National Guard is present. [107231]

A: Mr Ingram: Where American National Guards have been deployed on RAF bases made available to the United States Visiting Forces, they can exercise the same range of powers as all (United Kingdom and United States) Service personnel in dealing with unauthorised persons found within that base. For instance, although they do not have the powers of arrest, they may detain and hold such persons using the minimum force necessary, until a police officer, who has powers of arrest, arrives.

It is not our practice to comment on Rules of Engagement and that information is withheld under Exemption 1 (Defence, Security and International Relations) of Part II of the Code of Practice on Access to Government Information. [08.04.2003]

Q: Mr Drew: To ask the Secretary of State for Defence (1) under what circumstances use of deadly force will be sanctioned at RAF Fairford; [108785] (2) if he will make a statement on the notices posted on the fences around RAF Fairford stating that use of deadly force is authorised. [108784]

A: Mr Ingram: The notices are necessary to warn individuals that unauthorised entry into the inner area of the base is not permitted. They are displayed on a temporary internal security fence enclosing a

much smaller area where aircraft are parked. The notices do not purport to be a statement of the law.

The reference to the authorisation of deadly force on the notice does not amount to a blanket pre-authorisation. It is US practice, in relation to specially sensitive areas, to draw attention to what is implicit whenever armed personnel (US or British) are deployed to guard military installations in the UK, namely that they are authorised to use lethal force in circumstances where it is lawful.

It is not our practice to disclose details of Rules of Engagement for reasons of operational security. I am therefore withholding the information in accordance with Exemption 1 (Defence, Security and International Relations) of Part II of the Code of Practice on Access to Government Information. [11.04.2003]

Q: Mr Swire: To ask the Secretary of State for Foreign and Commonwealth Affairs how long US military forces will be stationed on British territory in the Indian Ocean. [109642]

A: Mr Mike O'Brien: HMG in 1966 and subsequently has entered into a series of bilateral agreements with the United States on the use of the British Indian Ocean Territory under which the whole territory is to remain available for the defence needs of the two countries for an initial period of 50 years from 1966, and thereafter for a further period of 20 years unless either party has given prior notice to terminate it. [01.05.2003]

Q: Glenda Jackson: To ask the Secretary of State for Defence whether anti-ballistic missiles will be located in the UK once the Fylingdales radar base has been upgraded. [120178]

A: Mr Hoon: The upgrade of the radar at RAF Fylingdales does not of itself commit the United Kingdom Government to the acquisition or deployment of a missile defence system, and no such decision has been taken. The United States has not made any request to site interceptor missiles in the UK as part of its missile defence system. [19.06.2003]

Q: Glenda Jackson: To ask the Secretary of State for Defence what the cost of upgrading the Fylingdales radar base will be; and what contribution to the upgrade the UK will be required to make. [120179]

A: Mr Hoon: The cost of the upgrade, including the installation of new equipment, will be met by the United States. The United Kingdom will continue to operate and support the radar. The upgrade is expected to have a minimal effect on these running

costs, which are of the order of £20 million per annum. [19.06.2003]

Q: Mr Jenkin: To ask the Secretary of State for Defence if he will place in the Library a copy of the Memorandum of Understanding on missile defence signed between the US and United Kingdom on 12 June 2003. [121274]

A: Mr Hoon: I refer the hon. Member to my written statement of 12 June 2003, *Official Report*, column 57WS. The details of the Memorandum of Understanding (MOU) remain confidential between the respective Governments and I am therefore withholding the information in accordance with Exemption 1 of the Code of Practice on Access to Government Information. [23.06.2003]

Q: Norman Baker: To ask the Secretary of State for Defence if he will make a statement on the future of RAF Uxbridge. [119504]

A: Mr Caplin: My predecessor made a Press Statement on 29 October 2002 and wrote to a number of local MPs notifying them of the Department's intention to offer the United States Navy the opportunity to occupy for military use the majority of the land and the buildings at RAF Uxbridge. This relocation forms part of project MOD Estate London (MoDEL) to rationalize the Department's estate in London.

The proposal would allow the United States Navy to consolidate at RAF Uxbridge their offices presently situated on seven London sites. It is expected that many of the Service Family Houses would be retained for Ministry of Defence use, and options are being investigated for the preservation of the RAF Bunker as a site of historic interest.

The estate offered to the United States Navy would remain the property of Her Majesty's Government, and the establishment would keep a RAF designation. The proposal is subject to separate approval procedures to serve the interests of the MOD and the United States Visiting Forces. Should the United States Navy choose not to relocate, then RAF Uxbridge would be considered for alternative use or declared surplus and available for disposal. [02.07.2003]

Q: Mr Drew: To ask the Secretary of State for Defence if he will make a statement on the lease arrangements between the British and US Governments over the use of RAF Fairford. [124832]

A: Mr Ingram: There are no such lease arrangements. The presence of the United States Visiting Forces at RAF Fairford is, as with all bases made available to them in the United Kingdom,

governed by the NATO Status of Forces Agreement of 1951, and other additional confidential arrangements. [10.07.2003]

Q: Mr Drew: To ask the Secretary of State for Defence what recent discussions he has had with the United States defence authorities on their proposals to develop missile defence systems; and if he will make a statement. [120530]

A: Mr. Hoon: Missile defence is an important bilateral topic which regularly features in my discussions with the US Secretary of Defense and others. In addition, the Ministry of Defence keeps in close touch with the US Administration on possible future developments in missile defence. [15.07.2003]

AND FINALLY:

We recommend two very good and readable articles on American Missile Defense to be found in:

Disarmament Diplomacy, Issue No 72, August-September 2003

<http://www.acronym.org.uk/dd/dd72/72op2.htm>

<http://www.acronym.org.uk/dd/dd72/72nr08.htm>

For information please contact:

**CAAB, 8 Park Row, Otley, West Yorkshire
LS21 1HQ, England, UK**

Tel./Fax No: 01943 466405 or 01482 702033

email: anniandlindis@caab.org.uk or caab@btclick.co

web-site: <http://www.caab.org.uk>

2003 QUAKER MEETINGS FOR WORSHIP

NSA Menwith Hill: Saturdays – 4 October; 6 December from 2pm - 3pm outside the Main Entrance.

'RAF' Fylingdales: Saturdays – 1 November from 12pm - 1pm outside the Approach Road Entrance at Fylingdales, Near Pickering, North Yorkshire Moors.

Contact Numbers for both Meetings: Anni: 01943 466405 or Lindis: 01482 702033

USAF Croughton: Saturdays – 25 October; 22 November and 27 December: Contact Rachel and Paul Milling email: paul@milling.freeserve.co.uk

USAF Fairford: Contact Mary Jeans: email: MaryRJeans@aol.com

MONEY MATTERS:

Thank you so much for all your financial support. We hope that you will understand that we cannot acknowledge each donation. Without it we could not do what we do!

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**NEXT DEMONSTRATION
AT MENWITH HILL**

**'DON'T TAKE THE PEACE
OUT OF SPACE'**
Saturday 11 October '03 12-4 pm
**Organised by CAAB in conjunction with
YCND**
**(Culmination of International protest called for
by Global Network Against Nuclear Weapons
and Power in Space)**

for details: www.takethepeace.org

.....*With love and hope*.....

...*Anni and Lindis*...