

DEPARTMENT OF STATE
Washington, D.C. 20520

12-11-69

SECRET

E

TO : The Secretary
THROUGH: S/S
FROM : L - John R. Stevenson

please

SUBJECT: Legal Bases for Termination of the Trusteeship Agreement - Talking Points for Your Meeting of December 16 on the Trust Territory's Future -
INFORMATION MEMORANDUM

I. The Trusteeship Agreement. Entered into force on July 18, 1947 between the U.N. Security Council and the United States after being approved by joint resolution of Congress.

A. Basic Political Objectives. In accordance with the express language of Article 76 of the U.N. Charter, the Agreement provides that the United States shall:

"promote the development of the inhabitants of the trust territory towards self-government or independence, as may be appropriate to the trust territory and its peoples and the freely expressed wishes of the peoples concerned;"

B. Self-Government. Since it has been decided not to grant independence to Micronesia, we must provide self-government to fulfill the objectives of the Agreement. Although "self-government" is not a precisely defined concept, the United States has agreed with certain relevant factors endorsed by the General Assembly. These include:

1. Universal suffrage and free periodic elections.
2. An identical degree of self-government for all inhabitants and local bodies of all parts of a federal system.

SECRET
DEPARTMENT OF STATE

05 424751

[E]

3. Appointment or election of local officials on the same basis as in other parts of the country.

In a case which will be considered relevant even though not a trusteeship, the U.N. General Assembly found that Puerto Rico had attained a full measure of self-government on the basis of a constitution providing for both governor and legislature to be elected by the people. Accordingly an appointed rather than an elected executive would make it virtually impossible to terminate the Trusteeship Agreement on the theory that Micronesia has achieved self-government.

clear

[

B, A

DECLASSIFIED

SECRET

-3-

BIA

T

SECRET

DECLASSIFIED

OS 424753

DECLASSIFIED

SECRET

CL

B1/5

cc: IO - Mr. De Palma

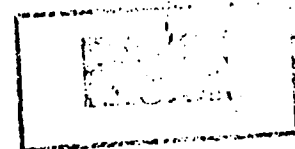
L:L/UNA:SMBoyd:dws 12/11/69
x22281

SECRET

DECLASSIFIED

OS 424754

03
7



12-15-69



DEPARTMENT OF STATE REVIEWED BY <u>B.A. BAAS</u> DATE <u>5/14/86</u> CLASSIFICATION <u>EXTENDED</u> RDS [] OF XDR [] EXT. DATE <u>OADR</u> TS AUTH. <u>J. BURKE</u> REASON(S) <u>CDC MEMO</u> ENDORSE EXISTING MARKINGS <input type="checkbox"/> <u>5/3/83</u> DCRM [] REIFIED [] RELEASEABLE [] RELEASE NUMBER <u>TO PART</u> FILE # <u>FOR INFORMATION STEEN</u> <u>BIAS</u>

TO : The Secretary

THROUGH : S/S

FROM : L - John R. Stevenson

SUBJECT: Legal Bases for Terminating the Trusteeship Agreement - Talking Points for Your Meeting of December 16 on the Trust Territory's Future -

INFORMATION MEMORANDUM

1. The Trusteeship Agreement. Entered into force on July 18, 1947 between the U.N. Security Council and the United States after being approved by joint resolution of Congress.

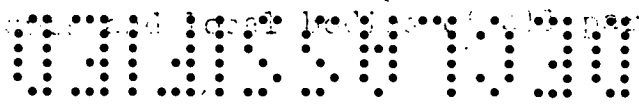
A. Basic Political Objectives. In accordance with Article 76 of the U.N. Charter (and in virtually identical language), the Agreement provides that the United States shall:

"promote the development of the inhabitants of the trust territory towards self-government or independence, as may be appropriate to the trust territory and its peoples and the freely expressed wishes of the peoples concerned;"

release

B. Self-Government. Since it has been decided not to grant independence to Micronesia, we must provide self-government before the objectives of the Agreement can be said to have been fully achieved. Although "self-government" is not a precisely defined concept, the United States has agreed with certain relevant factors endorsed by the General Assembly in 1953 (Resolution 742). These include:

1. Universal suffrage and free periodic elections.
2. An identical degree of self-government for the inhabitants and local leaders of all parts of a federal system.



SECRET

DOS-25

OS-424772

3. Appointment or election of local officials on the same basis as in other parts of the territory.

In a case which will be considered relevant even though not a trusteeship, the U.N. General Assembly found that Puerto Rico had attained a full measure of self-government on the basis of a constitution providing for both governor and legislature to be elected by the people. Accordingly an appointed rather than an elected executive would make it extremely difficult to terminate the Trusteeship Agreement on the theory that Micronesia has achieved self-government. On the other hand such a step could be considered consistent with our obligation to promote progress towards self-government during the trusteeship.

C. Termination

B, AS

C

0115087030

SECRET

05-424773

SECRET
DECLASSIFIED

B1, A5

03115987030

SECRET

05 424774

~~SECRET~~
DECLASSIFIED

B1, AS

031507030

L:L/UNA:SNBoyd:dws 12/11/09
x22281

SECRET

-05-424775