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DEPARTMENT OF DEFENSE
OFFICE OF GENERAL COUNSEL
WASHINGTON, D. C. 20301

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February 11, 1972

MEMORANDUM FOR THE FILE - TTPI.

1. Pursuant to a telephone conversation with Col. A. Smith (JCS) relating to present positions for negotiations with the Micronesians, it was noted:

a. That some confusion may now have entered into the positions which DoD assumes we have taken, and the positions which State assumes were taken. This confusion lies in the extent of "sovereignty" over Micronesian affairs, and how far the United States negotiating team intended to go in relinquishing sovereignty to the Micronesians.

b. It is my personal position, relayed to Col. Smith, that the United States was now seeking a position (apart from the conceptual headaches of sovereignty) of becoming the sovereign power acting in behalf of the United States in international and security affairs.

c. This would mean that the United States is the sovereign power as between other States and Micronesia, whatever the nature of government Micronesia might have. This would be "sovereignty" in the international sense. It necessarily implies that any international commitments calling for domestic implementation through legislation or otherwise by Micronesia must also be honored - domestically - by Micronesia.

d. As to "ultimate sovereignty" - the notion becomes more complex. If Micronesia is to have the ultimate right of terminating the "compact," then Micronesia has the ultimate right of terminating the "sovereign power" in the United States to represent Micronesia in foreign affairs. This might be referred to as the

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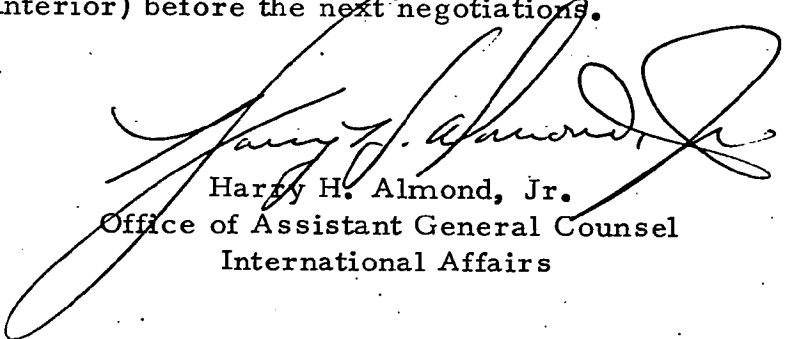
DoD 5200.1-R (1-603)
M. J. Caffino

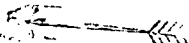
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"true" or "ultimate" "sovereignty" of Micronesia, as long as there is no confusion as to what it means.

e. If it was intended that there be a "commonwealth," with full "sovereignty" in the United States instead of a compact, that intention is no longer clearly manifested in United States instructions or in its negotiations at the present time. If there was an intention to have a "right of secession" and Micronesia to be given territorial status under United States law, that is no longer in evidence. Whether the United States will want to salvage, or must salvage, a "new position" depends upon clarification within the agencies (DoD, State, Interior) before the next negotiations.


Harry H. Almond, Jr.
Office of Assistant General Counsel
International Affairs

cc: COL A. Smith, JCS
CAPT G. Schuller, ISA/OSD
GC
Chron
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ACTION INT-06

INFO OCT-01 10-12 SS-14 EA-11 NSC-10 L-03 RSR-01 RSC-01

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FM HICOMTERPACIS SAIPAN
TO SECSTATE
INFO COMTWELVE SAN FRAN CALIF
SECDEFENSE
WHITE HOUSE
CINCPAC
CINCPACREP GUAM/TTPI

DEPARTMENT OF STATE A/CDC/MR	
REVIEWED BY <u>Hoel</u>	080326 DATE FEB. 26 1987
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Sanpan # -
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UNCLAS. PASS TO DEPT INTERIOR FOR USN AND DASTA FROM POLAD 59. STATE FOR IO/UND AND S/PC. COMTWELVE FOR AMBASSADOR WILLIAMS. SECDEFENSE FOR OSD/ISA AND JCS. WHITE HOUSE FOR MR HOLDRIDGE (NSC). CINCPAC FOR POLAD.

SUBJECT: TTPI - FUTURE POLITICAL STATUS TALKS IN PALAU

1. EARLIER REPORTS ON APRIL STATUS TALKS IN PALAU INDICATED STATUS COMMITTEE HOPED PICK UP HOTEL AND MEAL TAB FOR U.S. DELEGATION IN PALAU. SENATOR SALII ADVISED ME TODAY FROM PALAU THAT HIS COMMITTEE'S BUDGET HAS BEEN CUT AND IT MIGHT NOT BE POSSIBLE PICK UP ALL COSTS AS ORIGINALLY PLANNED. COMMITTEE STILL HOPES DO ITS BEST IN THAT REGARD BUT AT THIS POINT CANNOT BE TOO

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SPECIFIC IN TERMS OF WHAT CAN BE ACCOMPLISHED. I HOPE TO CLARIFY THIS MATTER FURTHER WHEN IN PALAU NEXT WEEK.

2. SUGGEST IN ANY EVENT THAT TRAVEL ORDERS FOR ALL MEMBERS U.S. DELEGATION BE WRITTEN TO PROVIDE REIMBURSEMENT ON "ACTUAL COST BASIS". THIS WILL COVER ALL CONTINGENCIES. (SHOULD NOTE THAT, THOUGH PER DIEM FOR PALAU IS \$20.00, ACTUAL COSTS FOR ROOM AND MEALS IN PALAU WILL RUN BETWEEN \$20.00 AND \$30.00 A DAY DEPENDENT ON WHETHER INDIVIDUAL MEMBERS ARE SHARING ROOMS OR IN SINGLE ROOMS). ALSO, RENTAL OF AT LEAST FOUR CARS FOR LOCAL TRANSPORT, AT \$10.00 PER DAY, WILL BE ESSENTIAL.)

3. RE LOGISTICS SUPPORT, ALL REQUIREMENTS CAN BE MET HERE FOR

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TYPEWRITERS, XEROX MACHINES, OFFICE SUPPLIES, ETC.. WITH EXCEPTION SECURITY SAFES FOR U.S. AND MICRONESIAN DELEGATIONS. ONLY SOURCE IN THIS AREA FOR SUCH SAFES IS U.S. NAVY ON GUAM. RE REQUIREMENTS OTHER THAN SAFES, WOULD APPRECIATE EARLY ADVICE ON ESTIMATED REQUIREMENTS TO BE PASSED TO CARL HEINE WHO WILL BE COORDINATING LOGISTICS ARRANGEMENTS. REGARDING ROOMS, PER TELEPHONE CONVERSATION WITH AMBASSADOR HUMMEL FEBRUARY 11 (MY TIME), WILL REQUEST TWO ROOM SUITE FOR AMBASSADOR WILLIAMS, SINGLE FOR HIS DEPUTY, SINGLE FOR AMBASSADOR WILLIAMS' SECRETARY, TWO ROOM

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SUITE ARRANGED AS OFFICE/CONFERENCE ROOM FOR DELEGATION, AND DOUBLES FOR ALL OTHER MEMBERS DELEGATION. ALSO WILL MAKE TENTATIVE BOOKINGS ON APRIL 1 AIR MICRONESIA FLIGHT GUAM-PALAU.

4. RE STATE MESSAGE 019196 DISPATCHED TO PALAU FOR SENATOR SALII, I RECEIVED REPEATED INFO COPY THIS MORNING. WILL HAVE FIRM INFORMATION LATE THIS AFTERNOON ON WHETHER OR NOT MESSAGE RECEIVED IN PALAU AT TIME OF ORIGINAL DISPATCH. IF NOT, I WILL SEE TO ITS IMMEDIATE DELIVERY.

5. AS FINAL THOUGHT, OSN MAY WISH GIVE CONSIDERATION TO KEY MEMBERS THAT OFFICE (WHO HAVE NOT PREVIOUSLY VISITED MICRONESIA) BRIEFLY VISITING SOME OF TPI DISTRICTS EN ROUTE TO WASHINGTON AFTER PALAU TALKS. DORRANCE

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