



JUN 12 1975

10
6,512

Department of State TELEGRAM

Amb's Lt.

UNCLASSIFIED 2539

PAGE 01 111044Z

15
ACTION INT-05

INFO OCT-01 EA-10 IO-10 L-03 JUSE-00 PM-03 PA-02 /034 W

128834

P 110625Z JUN 75 /
FM HICOMTERPACIS SAIPAN MARIANAS ISLANDS
TO RUEHC /SECSTATE WASHINGTON DC
COMTWELVE SAN FRANCISCO CA
JCS/SECDEF WASHINGTON DC
CINCPAC HONOLULU HI
WHITE HOUSE WASHINGTON DC
INFO CINCPACREP GUAM TPTI MARIANAS ISLANDS
RUEHDT /US MISSION TO UN NEW YORK NY

UNCLAS.
FROM STATUS LNO 160
PASS TO DEPT INTERIOR FOR OMSN (ACTION) AND DOTA (INFO)
COMTWELVE FOR AMBASSADOR WILLIAMS
STATE FOR EA IO/UNP, L/UNA
DEFENSE FOR OSD/ISA
WHITE HOUSE FOR NSC
USIIN FOR AMBASSADOR WHITE
PASS JUSTICE FOR MARCUSE (OLC)
E.O. 11652: N/A
TAGS: PDEV TO

PAGE 02 RUHGSAA2592 UNCLAS.
SUBJECT: MARIANAS PLEBISCITE -- NINTH WEEKLY REPORT
REF: STATUS LNO 145
STATUS LNO 157

1. SUMMARY: SPECIAL APPELLATE COURT REMOVED 93 VOTERS FROM ROLLS ON JUNE 10. COVENANT SUPPORTERS WON BY SUBSTANTIAL MARGIN IN JUNE 8 TINIAN MUNICIPAL COUNCIL ELECTION. PUBLIC DEBATE CONTINUES AS "YES" AND "NO" SIGNS APPEAR. END SUMMARY.
2. TT CHIEF JUSTICE, SITTING AS SOLE MEMBER OF SPECIAL PLEBISCITE APPELLATE COURT, ISSUED DECISION ON JUNE 10 WHICH REMOVED FROM REGISTRATION ROLLS ALL 74 PERSONS CHALLENGED BY COVENANT FOES ON BASIS OF THEIR POSSESSION OF ALIEN REGISTRATION CARDS AND RESIDENCE

UNCLASSIFIED

23

03-034922



Department of State

TELEGRAM

UNCLASSIFIED

PAGE 02 111044Z

ON GUAM, OF 24 PERSONS CHALLENGED BY COVENANT SUPPORTERS, 19 WERE STRICKEN FROM ROLLS (ONE BECAUSE OF AGE). FIVE CHALLENGES WERE WITHDRAWN. ADDITIONALLY, COURT REJECTED ATTEMPT OF ONE INDIVIDUAL TO BE PLACED BACK ON ROLLS AFTER REMOVAL BY VOTER REGISTRATION BOARD. COURT DECISION TO STRIKE 74 PERSONS HOLDING ALIEN REGISTRATION CARDS WAS TAKEN WITHOUT HEARING. NET RESULT OF REGISTRATION AND APPEALS PROCESS IS THAT 5,374 PERSONS REMAIN ON ROLLS AFTER DELETION OF 31 BY REGISTRATION BOARD AND 93 BY COURT.

3. FRIENDS OF COMMONWEALTH WERE ENCOURAGED WHEN NEWLY FORMED COMMON-

PAGE 03 RUHGSAA2592 UNCLAS.

WEALTH PARTY WON ALL FOUR CONTESTED SEATS IN TINIAN MUNICIPAL COUNCIL ELECTION ON JUNE 8. VOTES FOR WINNERS RANGED FROM 144 TO 168, WHILE CLOSEST RUNNER-UP RECEIVED ONLY 81. LOWEST RANKING CANDIDATE WAS

OUTSPOKEN COVENANT FOE WHO APPEARED AT RECENT UNTC SESSION. NEW COUNCIL WILL APPARENTLY HAVE 5 TO 2 PRO-COVENANT MAJORITY.

4. REACTION TO UNTC SESSION APPEARS SUBDUED; SESSION WAS FOLLOWED WITH INTEREST BUT SPEECHES AND VOTING WILL PROBABLY NOT HAVE SUBSTANTIAL EFFECT ON OUTCOME OF PLEBISCITE. COVENANT SUPPORTERS ARE PLEASED WITH REPORTED POSITIONS OF UK, AUSTRALIAN AND FRENCH DELEGATES WHILE THEY DISCOUNT SOVIET POSITION AS PREDICTABLE. THERE IS

SOME CONCERN EVIDENT AS TO ABILITY OF SOVIET UNION ULTIMATELY TO BLOCK CHOSEN SOLUTION, BUT THIS NOT REPEAT NOT SEEN AS IMMEDIATE PROBLEM.

OPponents OF COVENANT CAN BE EXPECTED TO NOTE WITH CARE SOVIET ARGUMENTS; AS WITH COVENANT SUPPORTERS, THEY LISTEN SELECTIVELY AND DISCOUNT "UNHELPFUL" STATEMENTS AS PREDICTABLE BIAS. SOLE EVIDENT USE OF UNTC SESSION TO DATE IS PUBLICATION IN COVENANT NEWSLETTER OF STATEMENTS GIVEN BEFORE COUNCIL BY JOE CRUZ, DR. PALACIOS, SENATOR TENORIO, SENATOR BORJA, AND MPSC CHAIRMAN PANGELINAN. LETTER FROM PANGELINAN TO TRUSTEESHIP COUNCIL REBUTTING

PAGE 04 RUHGSAA2592 UNCLAS.

REMARKS BY SENATOR KENDALL ALSO REPRODUCED IN CURRENT COVENANT NEWSLETTER.

UNCLASSIFIED

034923



Department of State

TELEGRAM

UNCLASSIFIED

PAGE 03 111044Z

5. OPPONENTS OF THE COVENANT USING FREE RADIO TIME DURING THE WEEK WERE OSCAR RASA, DINO JONES, DR. KAIPAT, AND PAZ YOUNIS; COVENANT SUPPORTERS USING THE FACILITY WERE BEN MONGLONA, JUAN DEMAPAN, JOAQUIN ATALIG (BROTHER OF THE FORMER CONGRESSMAN), AND JOE CRUZ. FREE TV TIME WAS USED BY JUAN DEMAPAN, PAZ YOUNIS, BERNADITA SEMAN, AND FELICIDAD OGUMORO (THE THREE WOMEN OPPOSED THE COVENANT). FRIENDS OF COMMONWEALTH ARE NOW MAKING SPOT PAID POLITICAL ANNOUNCEMENTS ON TELEVISION. ARGUMENTS AGAINST COVENANT INCLUDE SUPREMACY OF U.S. CONSTITUTION, LACK OF LOCAL JOB PREFERENCES, INADEQUATE COMPENSATION FOR LAND, U.S. RIGHT OF EMINENT DOMAIN, DANGERS ASSOCIATED WITH STORAGE OF NUCLEAR AND OTHER WEAPONS ON TINIAN, ABSENCE OF FINANCIAL GUARANTEES BEYOND SEVEN YEARS, LACK OF LOCAL CONTROL OVER IMMIGRATION, ALLEGED POSSIBILITY THAT CAROLINIANS WILL NOT BE ABLE TO HOLD LAND UNDER COVENANT, ABSENCE OF MINIMUM WAGE AND LACK OF SATISFACTION ON WAR CLAIMS. (LITTLE HAS BEEN HEARD OF LATTER THREE ARGUMENTS OF LATE.) ADDITIONALLY, OSCAR RASA HAS DECLARED THAT PLEBISCITE WILL NOT BE FAIR DUE TO FAILURE OF U.S. TO CHANGE BALLOT, ALLEGED BIAS OF PLEBISCITE COMMISSIONER, AND CONTROL

PAGE 05 RUHGSAA2592 UNCLAS.

OF APPEAL PROCESS BY U.S. -APPOINTED JUDGE.
6. PRESS COVERAGE DURING WEEK INCLUDED FACTUAL REPORTING IN PACIFIC DAILY NEWS (GUAM) OF COURT APPEALS ON VOTER CHALLENGES, TINIAN COUNCIL ELECTION, MNS RELEASES ABOUT UNTC SESSION AND OSCAR RASA'S RELEASE ALLEGING UNFAIR PLEBISCITE. MARIANAS VARIETY (SAIPAN) ON JUNE 6 REPORTED APPROACHING TINIAN ELECTION, SENATOR KENDALL'S UNTC REMARKS, RASA'S CHARGE CONCERNING THE PLEBISCITE, UNTC DECISION TO SEND VISITING MISSION AND REMARKS OF SOVIET DELEGATE. EDITORIAL COMMENT INCLUDES STATEMENT THAT TINIAN BASE OF INCREASING IMPORTANCE DUE TO "PULL OUT OF THE MILITARY FROM THAILAND, PHILIPPINES, JAPAN, AND OTHERS" AND SUGGESTION THAT U.S. MAY DECIDE TO USE MARIANAS TO "ACCOMMODATE" VN REFUGEES. MPSC'S COVENANT NEWSLETTER IS DEVOTED TO STATEMENTS AT UNTC. MICRONESIAN INDEPENDENT (MAJURO) CARRIED ARTICLE FROM FAR EASTERN ECONOMIC REVIEW BY ROGER GALE (IDENTIFIED AS FORMER DIRECTOR OF FRIENDS OF MICRONESIA) AND ARTICLE BY JUDITH MILLER WHICH ORIGINALLY APPEARED IN THE PROGRESSIVE AND WAS PREVIOUSLY CARRIED IN MARIANAS VARIETY. KENDALL'S STATEMENT AND DECISION NOT TO

UNCLASSIFIED

23

034924



Department of State **TELEGRAM**

UNCLASSIFIED

PAGE 04 111044Z

CHANGE BALLOT ALSO REPORTED. JOHN ROSARIO'S ANTI-COVENANT COLUMN FAILED TO APPEAR AND THERE WERE NO POLITICAL ADVERTISEMENTS, FREE PRESS AND CHAMORRO LANGUAGE NEWSPAPER AGAIN FAILED TO APPEAR.

PAGE 06 RUHGSAA2592 UNCLAS.

7. NUMEROUS CARS ARE NOW SPORTING "VOTE YES COMMONWEALTH" STICKERS; LARGE "VOTE NO" AND "HELL NO" SIGNS APPEARED ALONG BEACH ROAD EVENING OF JUNE 10 AND MORNING JUNE 11. BERGESEN.

EQT

UNCLASSIFIED

23

034925

AdeGraffenried:6-9-75:kkc

Subj: OMSN follow-on action requirements

EFFECTIVE UPON APPROVAL OF THE COVENANT

- §105 Mutual consent; federal laws refer to Northern Mariana Islands by name
- §201, 2, 3 Northern Mariana Islands Constitution; approval process; structure of government
- §503 Certain federal laws not extended until U.S. Congress acts
- §504 Creation of Statutory Review Commission
- §606 U.S. administration of Northern Mariana Islands Social Security Administration
- §801 Procedures for transfer of TTPI lands within the Northern Mariana Islands and property to Northern Mariana Islands.
- §903 Federal courts granted jurisdiction to hear disputes arising from the Covenant
- Article X Approval Process for Covenant, effective dates.

ACTION REQUIRED

- Informational memorandum to U.S. Congress
- Memorandum to DOTA requesting Resident Commissioner to facilitate Northern Mariana Islands Constitutional Convention.
- Informational memorandum to U.S. Congress
- Informational memorandum to President outlining actions required.
- Memorandum to HEW/Social Security for action
- Memorandum to DOTA for directives to TTPI.
- Informational memorandum to Department of Justice
- No action required
- Secretarial Orders amended to conform accordingly

EFFECTIVE WITHIN 180 DAYS AFTER APPROVAL OF COVENANT AND CONSTITUTION

- §102 Covenant, applicable provisions of U.S. Constitution and federal laws as supreme law of Northern Mariana Islands

07
5,31
4,2

03 - 10

§103	Northern Mariana Islands self-government	Secretarial Orders amended to conform accordingly
§204	Northern Mariana Islands officers affirm loyalty.	No action required
§304	Citizens of Northern Mariana Islands have rights/privileges of citizens of U.S. states	Informational memorandum to State/Immigration and Nationality Service
Article IV Federal Judicial Authority		
§501	Applicability of provisions of the U.S. Constitution and certain federal laws	Memorandum to Department of Justice
§505	Continuation of TTPI laws	Informational memorandum to DOTA
§601	U.S. Income Tax as a territorial tax	No action required
§603	Marianas Customs status	Informational memorandum to DOTA with request that IRS technical assistance be obtained.
§604	Northern Mariana Islands Excise Tax authority	Informational memorandum to State, Treasury and DOTA.
§605	Tax exclusion for special U.S. Government personnel	Informational memorandum to State, Treasury and DOTA.
§607	Northern Mariana Islands bonds/public indebtedness	Informational memorandum for all U.S. Government departments
Article VII U.S. financial assistance		
		Informational memorandum to Treasury and DOTA
		Informational memorandum to DOTA and OMB.

§802	U.S. land options	Action memorandum to Defense Department; Information memorandum to DOTA, OMB.
§803	Terms of land options	Action memorandum to Defense Department; Information memorandum to DOTA, OMB.
§804	Transfer of U.S./TTPI rights to local lands and property	Action memorandum to DOTA, Defense, Coast Guard and Post Office.
§805	Northern Mariana Islands ancestry as requisite for land ownership	Informational memorandum to DOTA.
§901	Northern Mariana Islands Representation	Action memorandum to State, DOTA.
§902	Northern Mariana Islands consultation	Informational memorandum to State, DOTA, Defense.
<u>EFFECTIVE UPON TERMINATION OF THE TRUSTEE- SHIP AGREEMENT</u>		
§101	U.S. sovereignty	Informational memorandum to State, Defense, Interior and Justice.
§104	U.S. foreign affairs/defense authority	Informational memorandum to State, Defense, Interior and Justice.
Article III	U.S. citizenship for Northern Mariana Islands citizens	Action memorandum to Justice/ Immigration Service
§506	U.S. citizenship for immediate relatives of Northern Mariana Islands citizens	Action memorandum to Justice/ Immigration Service

- §806 Eminent domain Information memorandum to DOTA, Defense and other U.S. Government agencies.
- §904 Northern Mariana Islands tourist offices, consultation on foreign affairs Action memorandum to State, Commerce and DOTA.