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NATIONAL SECURITY COUNCIL
WASHINGTON, D.C. 20506

~~CONFIDENTIAL~~

May 18, 1970

MEMORANDUM FOR

HARRISON LOESCH
ASSISTANT SECRETARY
DEPARTMENT OF THE INTERIOR

SUBJECT: Response to Petition from the Saipan
Legislature for Integration with Guam

I attach a copy of a letter from Vicente T. Camacho, the Speaker of the Saipan Legislature, with which he encloses Resolution No. 22-1-1970 of the Legislature, petitioning for integration of the Marianas District with Guam. The original has been transmitted to the President.

My recommendation would be that you reply to Mr. Camacho with a letter which, while non-committal on the substance, is sufficiently friendly to suggest to the Saipan Legislature when it reconvenes on June 8 that there may be some hope of favorable U.S. action. This in itself would undoubtedly come to the attention of the Congress of Micronesia when it reconvenes in July, and -- although it might spur an effort to head off such a move -- it should have some influence in persuading the Congress of the possible dangers of taking too negative an attitude toward our draft bill.

You may feel that a consensus of the Interagency Group is required before proceeding down this track. I would certainly not oppose that idea, and I can see some advantage to getting together to discuss the general question of what we do to persuade the Micronesians to go along with our proposals.

There is, of course, some urgency posed by the June 8 deadline and by the desirability of taking action before the Congress of Micronesia convenes in July.

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E.O. 12958, Sect. 3.6

Lindsey Grant
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By CSN NARA, Date 5/26/98

Attachment

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TRUST TERRITORY of the PACIFIC ISLANDS
TWENTY-SECOND SAIPAN LEGISLATURE

P.O. Box 196 Saipan, Mariana Islands 96950

Vicente T. Camacho
Speaker

Joaquin I. Pangelinan
Vice - Speaker

Antonio A. Arriola
Legislative Secretary

Jose D. Cruz
Floor Leader

COMMITTEES

Joaquin I. Pangelinan
Legislature & Judiciary

Antonio A. Arriola
Revenue & Appropriation

Antonio M. Benavente
Municipal Administration

Manuel D. Muna
Development & Welfare

MEMBERSHIP

- Joaquin M. Aguon
- Francisco G. Camacho
- Jose A. Crisostimo
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- Pedro T. Nakatsuka
- Antonio S. Palacios
- Fermin M. Quitugua
- Antonio T. Salas
- Carlos A. Shoda

STAFF

- William B. Nabors
Legislative Counsel
- Daniel T. Muna
Legislative Clerk

May 8, 1970

The Honorable Richard M. Nixon
President of the United States
of America
The White House
Washington, D. C.

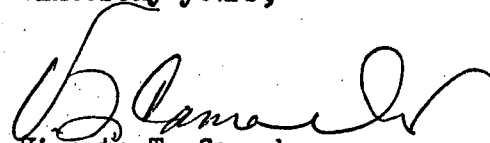
Dear Mr. President:

I am transmitting herewith certified copy of Resolution No. 22-1-1970, duly and regularly adopted by the Twenty-Second Saipan Legislature during its March 1970 Regular Session.

The late transmittal of this Resolution was due to an oversight as we recently moved into our new legislative building.

I apologize for this delay, but hope you can respond to the same by our next session which begin on June 8, 1970.

Sincerely yours,


Vicente T. Camacho
Speaker

Attachment

TRUST TERRITORY OF THE PACIFIC ISLANDS
 TWENTY-SECOND SAIPAN LEGISLATURE
 SAIPAN, MARIANA ISLANDS

Resolution No. 22-1-1970

Introduced by: Committee of the Whole

A RESOLUTION RELATIVE TO RESPECTFULLY REQUESTING AND MEMORIALIZING THE UNITED NATIONS TRUSTEESHIP COUNCIL DELEGATION TO GIVE THE RIGHT OF THE INHABITANTS OF THE MARIANAS DISTRICT TO REINTEGRATE WITH THE UNITED STATES TERRITORY OF GUAM

1. BE IT RESOLVED BY THE TWENTY-SECOND SAIPAN LEGISLATURE, THAT:

2. WHEREAS, reintegration with United States Territory of Guam is the off-
 3. spring of the basic legal fundamental concept contained in the Charter of the
 4. United Nations and the Trusteeship Agreement; and

5. WHEREAS, reference is made to Article 87 of the Charter of the United
 6. Nations which provides as follows:

7. "Article 87

8. The General Assembly and, under its authority, the Trusteeship
 9. Council, in carrying out their function, may:

10. a. consider reports submitted by the administering authority;
 11. b. accept petitions and examine them in consultation with the
 12. administering authority;
 13. c. provide for periodic visits to the respective trust
 14. territories at times agreed upon with the administering
 15. authority; and
 16. d. take these and other actions in conformity with the terms
 17. of the trusteeship agreement;" and

18. WHEREAS, reference is made and should be noted under Subsection (b) of
 19. the aforesaid article upon which rests the inhabitants of the Marianas District
 20. their rights to petition, same having been exercised through a referendum media
 21. held on November 9, 1969, the result of which was overwhelmingly in favor of
 22. reintegration with Guam; and

23. WHEREAS, Article 73 of the Charter of the United Nations provides as
 24. follows:

25. "Article 73

26. Members of the United Nations which have or assume responsibilities for
 27. the administration of territories whose peoples have not yet attained a full

1. measure of self-government recognize the principle that the interests of the
2. inhabitants of these territories are paramount, and accept as a sacred trust
3. the obligation to promote to the utmost, within the system of international
4. peace and security established by the present Charter, the well-being of the
5. inhabitants of these territories, and to this end:
6. a. to ensure, with due respect for the culture of the peoples concerned,
7. their political, economic, social, and educational advancement,
8. their just treatment, and their protection against abuses;
9. b. to develop self-government, to take due account of the political
10. aspirations of the peoples, and to assist them in the progressive
11. development of their free political institutions, according to the
12. particular circumstances of each territory and its peoples and their
13. varying stages of advancement;
14. c. to further international peace and security;
15. d. to promote constructive measures of development, to encourage
16. research, and to co-operate with one another and, when and where
17. appropriate, with specialized international bodies with a view to
18. the practical achievement of the social, economic, and scientific
19. purposes set forth in this Article; and
20. e. to transmit regularly to the Secretary-General for information
21. purposes, subject to such limitation as security and constitutional
22. considerations may require, statistical and other information of a
23. technical nature relating to economic, social, educational condi-
24. tions in the territories for which they are respectively responsible
25. other than those territories to which Chapters XII and XIII apply."
26. and

27. WHEREAS, Subsection (b) is the principal source of the additional rights
28. of the inhabitants of the Marianas District that they were prompted to vigo-
29. rously assert their rights thereinunder and the mandate of the people no doubt
30. is clear and well established which the United States of America, the adminis-
31. tering authority and the United Nations which give due merit, respect and
32. consideration of the people's desire as manifested in the past unofficial and
33. official referendum on the question of reintegration; and

34. WHEREAS, it is highly essential to refer to Article 76 of the Charter of

1. the United Nations which provides as follows:

2. *The basic objectives of the trusteeship system, in accordance
3. with the Purposes of the United Nations set down in Article 1 of the
4. present Charter, shall be:

5. a. to further international peace and security;
6. b. to promote the political, economic, social, and educational
7. advancement of the inhabitants of the trust territories, and
8. their progressive development towards self-government or
9. independence as may be appropriate to the particular circum-
10. stances of each territory and its peoples and the freely
11. expressed wishes of the peoples concerned, and as may be
12. provided by the terms of each trusteeship agreement;
13. c. to encourage respect for human rights and for fundamental
14. freedoms for all without distinction as to race, sex, language,
15. or religion, and to encourage recognition of the interdepen-
16. dence of the peoples of the world; and
17. d. to ensure equal treatment in social, economic, and commercial
18. matters for all Members of the United Nations and their
19. nationals, and also equal treatment for the latter in the
20. administration of justice, without prejudice to the attainment
21. of the foregoing objective and subject to the provisions of
22. Article 80."

23. WHEREAS, Subsection (a) and (b), if noted properly, must be given special
24. recognition by the administering authority, as well as the United Nations.
25. This should be treated as the united philosophy well founded in the collective
26. belief of the United Nations and the administering authority, meaning the
27. United States, and should be taken in the light of international peace and
28. security and the choice of the inhabitants for more autonomous rights, patterned
29. after the desire of the majority of the inhabitants of the Marianas District;
30. and

31. WHEREAS, if we refer to the official report of the other five political
32. districts of the Trust Territory, it is safe to assume that the military is
33. unwelcome in their respective districts, claiming that the inhabitants would
34. eventually become landless and their natural culture would disappear; and

1. WHEREAS, with the metamorphosis of international events now transpiring
2. in our midst where the news media often quoted the following phrase: "Yankees
3. go home" and the gradual phasing out of the U.S. air bases and military in-
4. stallation in Okinawa, Japan, Laos, Cambodia, Subic Bay (Philippines), and
5. other areas in foreign soil, the United States of America, is sovereign per
6. se. Sovereignty resting in the administering authority possesses the right of
7. eminent domain and can acquire any part of the Trust Territory of the Pacific
8. Islands in the exercise of this doctrine; and

9. WHEREAS, Article 5 of the Trusteeship Agreement provides as follows:

10. "Article 5

11. In discharging its obligations under Article 76 (a) and Article 84,
12. of the Charter, the administering authority shall ensure that the Trust
13. Territory shall play its part, in accordance with the Charter of the
14. United Nations, in the maintenance of international peace and security.
15. To this end the administering authority shall be entitled:

16. 1. to establish naval, military and air bases and to erect
17. fortifications in the trust territory;
18. 2. to station and employ armed forces in the territory; and
19. 3. to make use of volunteer forces, facilities and assistance
20. from the trust territory in carrying out the obligations toward
21. the Security Council undertaken in this regard by the adminis-
22. tering authority, as well as for the local defense and the
23. maintenance of law and order within the trust territory." and

24. WHEREAS, whether the inhabitants of the Trust Territory outside of the
25. Marianas group do not seem that the acquisition of their lands can be legally
26. effected notwithstanding their opposition, they are without any legal recourse
27. at law except to demand for a just and fair compensation of their land; and

28. WHEREAS, for the information of those that is not acquainted with the
29. Trusteeship Agreement, reference is made to Article 15 which reads as follows:

30. "Article 15

31. The terms of the present agreement shall not be altered, amended or
32. terminated without the consent of the administering authority." and

33. WHEREAS, the next question is: What effect, if any will the negative
34. result of the Guam referendum has with integration? After persuing carefully

1. the authorities hereinabove cited, the final responsibility on the matter of
 2. reintegration rests with the United States and the United Nations. Therefore,
 3. reintegration will continue to be a burning issue for the United States in
 4. the light of international peace and security; and

5. WHEREAS, permit us to take the opportunity of discussing the desire of
 6. the inhabitants of the five other districts of the Trust Territory in which
 7. they indicated that four of them wants independence with free association with
 8. the United States and Ponape desires association with Japan; and

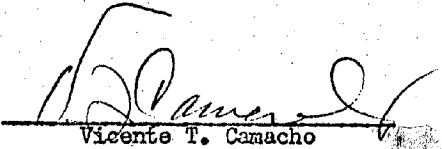
9. WHEREAS, today, they are parts of the United States although enjoying
 10. less rights than a full-fledged American citizen. Hypothetically, if inde-
 11. pendence is granted, knowing fully that they enjoy free association with the
 12. United States, this recommendation is tantamount to obtaining a divorce and
 13. desiring to live together after it was granted. Politically speaking, the
 14. argument advance in support of this recommendation is incongruous and prepos-
 15. terous to human governmental philosophy. The real significance is in itself
 16. eternal paternalism with the United States. America defies this type of
 17. governmental pattern; now, therefore,

18. BE IT RESOLVED by the Twenty-Second Saipan Legislature that the United
 19. Nations Trusteeship Council Delegation is hereby respectfully memorialized
 20. and requested to give the right of the inhabitants of the Marianas District
 21. to reintegrate with the United States Territory of Guam; and be it further

22. RESOLVED that the Speaker certify to and the Legislative Clerk attest the
 23. adoption hereof and that copies of the same be thereafter transmitted to the
 24. United Nations Trusteeship Council Delegation, Chairman, United Nations Secu-
 25. rity Council, the President, United States of America, President, United
 26. States Senate, Speaker, United States House of Representatives, Chairman,
 27. Interior and Insular Affairs, United States Senate, Chairman Interior and
 28. Insular Affairs, House of Representatives, Secretary of the Interior, Secretary
 29. of State, and to the High Commissioner, Trust Territory of the Pacific Islands.

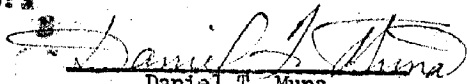
30. PASSED AND ADOPTED this 10th day of March, 1970.

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 Vicente T. Camacho
 Speaker

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ATTESTED: *



Daniel T. Muna
Legislative Clerk