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THE WHITE HOUSE
WASHINGTON

November 3, 1986

MEMORANDUM FOR DAVID L. CHEW
STAFF SECRETARY AND DEPUTY ASSISTANT TO THE
PRESIDENT

FROM: PETER J. WALLISON
COUNSEL TO THE PRESIDENT **ORIGINAL SIGNED BY PJW**

SUBJECT: Proposed Presidential Proclamation Entitled:
"Placing into Full Force and Effect the Covenant
with the Commonwealth of the Northern Mariana
Islands, and the Compacts of Free Association
with the Federated States of Micronesia and the
Republic of the Marshall Islands"

Counsel's office has reviewed the above-referenced proposed Presidential proclamation and concurs with the recommendation of the Director, Office of Management and Budget, as approved by the Office of Legal Counsel, Department of Justice, that the proclamation be issued by the President.

Since the proposed proclamation will terminate the United Nations Trust Territory of the Pacific Islands with respect to the Northern Mariana Islands, the Federated States of Micronesia and the Republic of the Marshall Islands without United Nations approval, you should be aware that the Soviet Union is likely to object. The Soviet Union will likely claim that termination requires Security Council approval. Both Justice and State agree, however, that United Nations approval is not legally required. Although we believe that the Justice/State position is not free from doubt, we believe that the position taken in the proclamation can be legally justified.

PJW:CDM:dmh 11/3/86
cc: PJWallison✓
CDMcGrath
chron.