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OFFICIAL INFORMAL, SENSITIVE

E.O. 12958: N/A
TAGS: AMGT
SUBJECT: OFFICIAL INFORMAL

PLS PASS A/S ROTH

(U) CLASSIFIED BY EAP ACTING ASSISTANT SECRETARY RUST
DEMING. REASON: 1.5 (D).

1. (U) FOR A/S ROTH: THIS IS THE EAP DAILY ACTIVITY
REPORT FOR AUGUST 27, 1999.

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2. EAP/BCLTV - MARIE C. DAMOUR

(C) CAMBODIA - PROSPECTS FOR A KR TRIBUNAL: DEPUTY SYG
RALPH ZACKLIN TOLD EMBASSY PHNOM PENH THAT THE OPENING OF
HIS TALKS ON THE ESTABLISHMENT OF A TRIBUNAL FOR THE KHMER
ROUGE LEADERS WITH THE ROYAL GOVERNMENT OF CAMBODIA (RGC)
WERE MORE BUSINESSLIKE AND AMICABLE THAN ANTICIPATED.
HOWEVER, THE SIDES WERE FAR APART ON SUBSTANCE, "TALKING
APPLES AND ORANGES." THE CAMBODIANS REITERATED THEIR NEED
FOR A TRIAL UNDER CAMBODIAN LAW IN AN EXTANT CAMBODIAN
COURT AND THE UN INSISTED ON A TRIAL UNDER EFFECTIVE

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CONTROL OF THE UN SYG (THE UN'S "BOTTOM LINE") WITH INTERNATIONAL STANDARDS AND A MAJORITY OF FOREIGN JUDGES AND PROSECUTORS. A SECOND SESSION WAS TO TAKE PLACE TODAY. DESPITE THE SERIOUSNESS WITH WHICH THE CAMBODIANS ARE APPROACHING THESE TALKS, POST BELIEVES THE LARGE GULF BETWEEN THE TWO POSITIONS MEANS NO AGREEMENT WILL BE REACHED DURING THIS MISSION BUT HOPES THAT TALKS WILL CONTINUE IN NEW YORK DURING HUN SEN'S VISIT. POST RECEIVED A COPY, IN FRENCH, OF THE RGC'S "DRAFT LAW" OUTLINING THEIR PLANS FOR A CAMBODIAN TRIBUNAL WITH INTERNATIONAL PARTICIPATION, WHICH THEY WILL FAX TO THE DESK. DAVID SCHEFFER PLANS TO CONTACT ZACKLIN ON THE LATTER'S RETURN TO NY REGARDING NEXT STEPS, AND S/WCI STAFF MEMBER PIERRE PROSPER WILL TRAVEL TO PHNOM PENH IN ROUGHLY THREE WEEKS TO CONFER WITH HUN SEN ADVISOR OM YENTIENG.

3. EAP/J - ROBIN WHITE

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(S) U.S.-JAPAN JOINT MILITARY EXERCISE: THE U.S. AND JAPAN ARE SCHEDULED TO CONDUCT JOINT MILITARY EXERCISES (IN JAPAN), INCLUDING TROOP DEPLOYMENT, NOVEMBER 8-19.

4. EAP/RSP - JUDITH STROTZ, ACTING

(U) UNGA: S/S HAS TENTATIVELY SCHEDULED THE ASIA-PACIFIC FOREIGN MINISTERS BREAKFAST FOR MONDAY, SEPTEMBER 27, 0800-0915. LAST YEAR WE INVITED ARF MINISTERS MINUS BURMA, CAMBODIA, THE EU, INDIA, AND WE ADDED FIJI. (THE INVITED COUNTRIES WERE AUSTRALIA, BRUNEI, CANADA, CHINA, FIJI, INDONESIA, JAPAN, SOUTH KOREA, LAOS, MALAYSIA, MONGOLIA, NEW ZEALAND, PAPUA NEW GUINEA, PHILIPPINES, RUSSIA, SINGAPORE, THAILAND AND VIETNAM.) THIS YEAR WE PROPOSE THE SAME LIST OF INVITEES PLUS CAMBODIA. DO YOU AGREE? PLEASE ADVISE WHAT THEMES YOU WOULD LIKE THE SECRETARY TO EMPHASIZE AT THE BREAKFAST.

(C) U.S.-JAPAN-CHINA TRILAT: EMBASSY TOKYO ADVISED US THAT KURT CAMPBELL IS THE ONLY GOVERNMENT OFFICIAL PLANNING TO ATTEND THE TOKYO TRILAT. EARLIER, EZRA VOGEL TOLD US THAT THE TRILAT HAD CHANGED THE RULES AND THAT GOVERNMENT OFFICIALS OF ALL COUNTRIES, NOT JUST THE HOST, COULD NOW PARTICIPATE. HE SAID THAT KURT WOULD ATTEND TO EXPLAIN THE U.S. POSITION ON TMD. THE CHINESE TMD EXPERT FOR THE TRILAT IS GENERAL PAN, WHO IS NOW RETIRED AND ON THE CONFERENCE CIRCUIT, WHERE HE USUALLY BLASTS TMD AND

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OTHER ASPECTS OF U.S. POLICY. NOW THAT WE KNOW NO OTHER GOVERNMENT OFFICIALS WILL ATTEND, WE HAVE AN OPPORTUNITY

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TO SUGGEST THAT KURT CHANGE HIS MIND. (THE KOREANS COMPLAINED FORMALLY AND STRONGLY TO US WHEN KURT AND LIEBERTHAL ATTENDED THE LAST TRILAT IN BOSTON.) SHALL WE SUGGEST TO KURT THAT HE RECONSIDER?

5. EAP/K - EVANS J.R. REVERE

(SBU) PROTOCOL TO CALL IN ROK A/DCM ON ASSAULT CASE:
WITHIN THE NEXT FEW DAYS, PROTOCOL WILL CALL IN ROK A/DCM SHIM YOON-JOE REGARDING THE ASSAULT CASE AGAINST [REDACTED] [REDACTED] PROTOCOL WILL DELIVER A LETTER TO AMB. LEE, ASKING THE ROK EMBASSY TO WAIVE DIPLOMATIC IMMUNITY FOR [REDACTED] SO THEY CAN FACE CHARGES OF ASSAULT ON A POLICE OFFICER AND DISTURBING THE PEACE DURING A MAY 28 DOMESTIC DISPUTE AT THEIR HOME. IF THE EMBASSY DECLINES TO WAIVE IMMUNITY AND NO ACCOMMODATION CAN BE REACHED WITH PROSECUTORS, THE [REDACTED] WOULD BE REQUIRED TO DEPART THE U.S. THE FAM REQUIRES THAT CHARGES INVOLVING VIOLENCE, WHETHER MISDEMEANOR OR FELONY, TRIGGER THE REQUEST FOR WAIVER/EXPULSION STEP. WE PROVIDED SHIM A HEADS-UP YESTERDAY; HE HAD BEEN UNAWARE OF THE MATTER.

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(C) REQUEST FOR TALKS ON AGENT ORANGE COMPENSATION: THE ROK EMBASSY HAS CONTACTED US TO SUGGEST A SEPT 13-14 WASHINGTON VISIT BY MOFAT DEPUTY DG FOR NORTH AMERICAN AFFAIRS YUN BYUNG SE TO "DISCUSS COMPENSATION FOR KOREAN VETERANS" WHO SERVED IN VIETNAM AND WHO MAY HAVE BEEN EXPOSED TO DIOXIN. EMBASSY SEOUL REPORTS THAT MOFAT IS UNDER SOME DOMESTIC PRESSURE TO "DO SOMETHING." THERE IS ALSO A CLASS ACTION LAWSUIT BROUGHT BY ROK VETERANS

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PENDING IN FEDERAL COURT IN PENNSYLVANIA. WE ARE WORKING WITH L/EAP TO CRAFT POINTS FOR POST TO USE IN AN EFFORT TO TURN OFF THE TRIP. SUCH MEETINGS LIKELY WOULD BE WELL PUBLICIZED IN KOREA AND CREATE EXPECTATIONS THAT A COMPENSATION DEAL COULD BE FORTHCOMING. ALTHOUGH WE REMAIN WILLING TO MEET WITH THE ROK TO EXPLAIN AGAIN THE USG POSITION ON AGENT ORANGE, AND RELATED TOPICS, WE WOULD HAVE TO MAKE CLEAR TO THE ROKG THAT WE HAVE NO AUTHORITY TO NEGOTIATE A DEAL.

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6. EAP/APEC - RICHARD BOUCHER

(C) HOWARD SUGGESTS A WTO TEXT FOR APEC: AUSTRALIAN PRIME MINISTER JOHN HOWARD, HAS WRITTEN TO THE PRESIDENT, CITING THEIR CONVERSATION ABOUT APEC, AND SUGGESTING A SEPARATE, SHORT, READABLE DECLARATION BY LEADERS ON A NEW WTO ROUND. AUSTRALIAN EMBASSY OFFICERS MADE THE ROUNDS

TODAY TO PRESS THE CASE. WE (EAP, WHITE HOUSE, USTR) ARE GENERALLY GAME TO TRY THE APPROACH IF THE TEXT IS GOOD. THERE ARE A FEW THINGS IN THEIR TEXT THAT WE WANT TO PLAY WITH ("SINGLE UNDERTAKING" LANGUAGE) AND A FEW THINGS WE THINK ARE IMPORTANT THAT THEY'VE LEFT OUT (DUTY FREE CYBERSPACE, TRANSPARENCY IN GOVERNMENT PROCUREMENT, A BETTER APPROACH TO SOCIAL ISSUES). HOLLY HAMMONDS IS DRAFTING A FEW POINTS IN RESPONSE; SHOOTING TO TALK TO THE AUSTRALIANS HERE ON MONDAY. IF WE AGREE TO SOMETHING, HOWARD WANTS US TO SHOP IT WITH THE JAPANESE AND KOREANS.

7. EAP/PIMBS - DOUGLAS A. HARTWICK

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(C) INDONESIA/EAST TIMOR - WASHINGTON LIAISON GROUP MEETING: FOLLOWING THE SECRETARY'S EAST TIMOR MEETING, THE OPERATIONS CENTER CRISIS MANAGEMENT STAFF HELD A WLG MEETING ON EAST TIMOR. OVER 40 PERSONS FROM STATE, DOD, JCS AND AID CONVENED TO DISCUSS PRELIMINARY PREPARATIONS FOR A POSSIBLE NEO IN THE EVENT THE SITUATION DICTATES. THE ASSUMPTION IS THAT THE AUSTRALIANS WILL TAKE THE LEAD IN EVACUATING AMERICANS IN A PERMISSIVE ENVIRONMENT, BUT THAT THE AUSSIES WOULD VERY QUICKLY TURN TO THE USG FOR HELP IN THE EVENT THE SECURITY SITUATION DISRUPTED DOWN NORMAL TRANSPORTATION ROUTES. THE JOINT STAFF REPRESENTATIVE (J-3) TOLD THE GROUP THAT THREE SHIPS WOULD BE IN PORT IN BALI 8/29-9/1, INCLUDING AN AMPHIBIOUS LANDING SHIP WITH HOVERCRAFT AND AMPHIBIOUS WHEELED VEHICLES. THE SHIPS ALSO CARRY A REINFORCED RIFLE COMPANY OF 300 MARINES, AND WILL BE TWO STEAMING DAYS FROM THE COAST OFF DILI. FORCES IN OKINAWA CAN TRANSPORT TROOPS AND HELICOPTERS BY AIR ON 21 HOURS NOTICE, BUT WOULD OBVIOUSLY REQUIRE A SECURED LANDING FIELD. WE BRIEFED THE GROUP ON EMBASSY JAKARTA'S PREPARATIONS AND PLANS TO HAVE PERSONNEL ON THE GROUND. DS AND OTHERS RAISED CONCERNS ABOUT THE SAFETY OF AMBASSADOR ROY.

WE WOULD MAKE A DECISION TO EVACUATE IN CONJUNCTION WITH THE EMBASSY, AND ALMOST CERTAINLY THE AUSTRALIANS AND THE UN. OTHER GOVERNMENTS, MOST RECENTLY THE JAPANESE, ARE

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LOOKING TO US FOR SUPPORT IN EVACUATING THEIR CITIZENS.

(C) INDONESIA/EAST TIMOR - HUMANITARIAN RELIEF PLANS:
THE "EAST TIMOR GROUP" OF AN INTER-AGENCY "HUMANITARIAN
SUB-GROUP" CHAIRED BY PRM ALSO MET TODAY TO DISCUSS WORST
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CASE SCENARIOS AND REVIEW PREPARATIONS. MUCH HAS BEEN
DONE TO PREPARE FOR AN OUTFLOW FROM EAST TIMOR INTO WEST
TIMOR. STOCKS OF FOOD AND MEDICINE ARE PRE-POSITIONED IN
DILI AND WITHIN EASY TRANSPORT DISTANCE, BUT ALL

PARTICIPANT'S WERE CONCERNED THAT A DETERIORATING
SITUATION WOULD LIMIT OR CUT OFF ACCESS TO THOSE IN NEED
WITHIN EAST TIMOR

(C) INDONESIA/EAST TIMOR -HRWA CALLS FOR PRESIDENTIAL
ACTION: MIKE JENDRZEJZYK IS CALLING AROUND TOWN TO
HIGHLIGHT HUMAN RIGHTS WATCH ASIA'S PRESS RELEASE CALLING
ON WORLD LEADERS, INCLUDING PRESIDENT CLINTON TO MAKE
"DIRECT PHONE CALLS" TO HABIBIE, THE SUGGESTED MESSAGE IS
THAT AID PROGRAMS AND LOANS -- EXCEPT FOR HUMANITARIAN
ASSISTANCE AND SUPPORT FOR CIVIL SOCIETY
SUSPENDED IMMEDIATELY UNTIL THE SECURITY SITUATION
IMPROVES IN EAST TIMOR

(C) INDONESIA/EAST TIMOR - PRO-AUTONOMY PR: EMBASSY
JAKARTA HAS RECEIVED A PRESS RELEASE FROM A PRO-
INTEGRATION GROUP CLAIMING THAT "ANTI-AUTONOMY RADICALS"
PROVOKED THE AUGUST 26 VIOLENCE, CAUSING THE FIVE DEATHS
THAT DAY. THAT MAY BE THEIR STORY, BUT NO ONE HERE IS
BUYING IT. REPORTS OF POLICE STANDING ASIDE TO ALLOWED
ARMED MILITIA TO HAVE THEIR WAY PREDOMINATE. THE SPIN MAY
HAVE MORE RESONANCE, HOWEVER, IN JAKARTA AND ELSEWHERE IN
INDONESIA.

C) INDONESIA - ATROCITIES MEETING: AMBASSAADOR SCHEFFER
HAS AGREED TO POSTPONE THE IWG MEETING AND HOPES TO
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CONVENE THE SESSION SOON AFTER YOUR RETURN.

(SBU) INDONESIA/EAST TIMOR - RAMOS HORTA: EAST TIMORESE
INDEPENDENCE LEADER JOSE RAMOS HORTA PLANS TO BE IN
WASHINGTON NEXT WEEK, AND IS REQUESTING MEETINGS WITH
AMBASSADOR GELBARD. RAMOS HORTA MAY ALSO SEEK
APPOINTMENTS WITH DEPARTMENT PRINCIPALS.

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(C) INDONESIA -- BLAIR TRIP: CINCPAC ADMIRAL BLAIR WILL VISIT INDONESIA SEPTEMBER 9-11, AND POLAD AMBASSADOR TWINNING IS ASKING FOR OUR INPUT INTO HIS TALKING POINTS FOR HIS CALLS ON INDONESIAN LEADERS. CLEARLY THERE IS NOT MUCH WE CAN USEFULLY PROVIDE AT THIS TIME, BUT WE WILL STAY IN CLOSE TOUCH WITH TWINNING AS WE GET CLOSER TO THE TRIP.
ALBRIGHT .

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