

OK/pic/Koe

OUTGOING CODE

PRIORITY

TO : SEGEN, New York
FROM: LINNER, Leopoldville
Date: 5 January 1962
No. : L- 31

Lin

SECRET

Reur 43. Following information received from Urquhart/Raja in reply to your questions:

QUOTE Following figures for Europeans only re December fighting:

Primo. Captured civilians 28, gendarmes 2, police 1. Secundo. Sent to Leo civilians 9 (one released) gendarmes 2, police 1. Tertio. Held in Eli 1 released 18. Quarto. Killed 2 on 5 December, 2 on 10 December, 2 on 12 December. Some fragmentary information from fairly reliable source may give general indication on current mercenary situation. So called "crash group" of some 38 mercenaries was main spring of December fighting. Group was organized by 2 French mercenaries Baron and Hiver (presumably noms de guerre) under general supervision Col. Faulques. Other mercenaries certainly came into Eville during fighting. French group got bad reputation with others from being "telephone generals" and sitting all the time in Commune Albert. Both Belgian mercenaries and Katangese military intelligence service now reported against French mercenaries. Another notable figure in Eville was Lt. Lepage, mobile mortar expert. In December aviation group some 50 strong was organized in Kipushi. It is now reported that many have left being discharged and repatriated including 9 French. Of original 38 in "crash group" it is reported that maximum 18 remain in Katanga. Situation in Kipushi 10 days ago is reported as follows. Struggle for power has developed among remaining mercenaries. / Col. Faulques and Col. Huyghe are accused of racketeering in engaging mercenaries and buying aircraft. Luigi who used to be

Lord Dalhousie's chef has left for Salisbury saying he was twice wounded and needs rest. The military Commander at Kipushi is thought to be Major Beaudoin who is Mr. de Wolff in private life who is also reported to have been recently thrown out by others. As regards aircraft it is reported that only 1 Dornier and 1 Piper Cub survived UN having immobilized 1 DC3, 1 DC4, 1 Dornier and 1 Piper Cub at Kolwezi. 1 Dornier crashed in Rhodesia and its pilots Hedges and Puein both South African were arrested and deported by Rhodesian authorities. Mercenary pilot Glaspole (New Zealand) apparently crashed 4 or 5 aircraft and has now been grounded. He is reported to have tried visit Tshombe to urge him to get rid of Colonel Faulques on grounds his racketeering more particularly for embezzling money given him to recruit mercenaries from Belgium. Can he be our secret weapon? Edinburgh hotel in Kitwe reported as rest home for mercenaries especially in view its excellent laundry. Take all this with grain of salt but believe it gives some idea present mercenary situation. No information available on Jadotville and Kolwezi. UNQUOTE

c.c. Mr. Marcella
ZM/mb

OUTGOING CODE

PRIORITY

To: SEGGEN, New York
From: LINNER, Leopoldville
Date: 5 January, 1961
No: L-36

04
al

SECRET

Further L-26 Force Commander has advised Urquhart and Raja:

"From the military point of view the Jadotville road block is extremely important and any question of its removal cannot be considered at present."

c.c. Force Commander

 JP/pr

5 January 1961

OUTGOING CODE

6d
af
PRIORITY

To: SEGGEN, New York
From: LINNER, Leopoldville
Date: 5 January, 1961
No: L- 35

Lin
SECRET

Further L-19 following from Urquhart (ELLEO I4):

"Measures indicated my ELLEO 590 are indeed being taken. 2 zinc trains have already run. We await Urbain's proposals for arrangements to restart Lubumbashi plant".

c.c. Force Commander
Chief, OPI

JP
JP/pr
5 January 1961

OK/NPK

OUTGOING CODE

OK

PRIORITY

To : SECGEN, New York
From : LINNER, Leopoldville
Date : 5 January 1962
No. : L- 34

Lin

SECRET

Reour L-23.

Frasca informs me 40 million Congolese francs were transferred to Switzerland on 20 November 1961. Second transfer, also to Switzerland, requested 30 December but not yet effected; approximate amount one million dollars.

SL/cc

OUTGOING CLEAR

1962 JAN -5 AM 8:38

ROUTED
PRIORITY

LEOPOLDVILLE
5 January 1962

UNATIONS NEWYORK

L- 33

SECGEN from LINNER

Linner

DUMONTET going Elisabethville Sunday morning 7th to replace
Urquhart for a couple of days.

SL/cc


OUTGOING CLEAR

1962 JAN -4 PM 4:05

ROUTINE
O.N.U.C.

LEOPOLDVILLE
4 January 1961

UNATIONS NEWYORK

L-.....³² SEGGEN FROM LINNER 

In a radio message broadcast by the Provincial President of Kivu to the population on 31 December 1961, Mr. Miruho stated, inter alia:

"A l'Organisation des Nations Unies, tout en la remerciant de son aide précieuse pour laquelle le Kivu lui restera reconnaissant pour toujours, je lui adresse les chaleureux voeux de nouvel an. J'exprime ici les souhaits de la population entière du Kivu qui apprécie l'action onusienne au Kivu et voit cette organisation internationale continuer son oeuvre humanitaire au Congo."

c.c. Mr. N. Ho, Chief of OPI

 JP/pr

OUTGOING CODE

PRIORITY

To : Secretary-General, New York

From : Linnér, Léopoldville

Date : 4 January 1962

Nº : L- 31

SECRET

Have today received following letter Reference 18/62 dated 4 January
from Adoula:

"Situation à KAPONA

Monsieur le Chargé de Mission,

Je viens de recevoir le message suivant en provenance du Commissariat
général extraordinaire du Katanga, à Albertville:

"Nº 094/2/1/62 - Le Commissariat général extraordinaire du Katanga à Albertville
communique le combat sanglant se déroule entre les soldats de l'ANC et la gendarmerie
katangaise à Kapona, ville située au sud-est d'Albertville. Les soldats rebelles de
Tshombe, encadrés par les mercenaires, ont été repoussés par l'ANC et subissent une
forte perte, tandis que du côté de l'ANC on ne comprend que deux morts et quatre
blessés; d'après l'information du capitaine Mika de l'ANC, Kapona est renforcé par
les paracommandos et mercenaires venant d'Usumbura par Baudoinville."

Du fait que les troupes de l'ANC ont été attaquées par des mercenaires encadrant
la gendarmerie katangaise, il convient que la force internationale de l'ONU intervienne
immédiatement afin de ramener le calme à Kapona.

L'intervention de l'ONU dans ce cas est pleinement justifiée en raison de
la présence de mercenaires.

Je vous remercie à l'avance de bien vouloir prendre les mesures adéquates
dans le plus bref délai possible."

cc: Your guidance and instructions appreciated.
Forcé Commander

JP:mm

OUTGOING CLEAR

PRIORITY

LEOPOLDVILLE
4 January 1962

1962 JAN -4 PM 4:04
O.N.U.C.

UNATIONS
New York

L- 30 SECGEN from LINER

Liner

Have received two letters from Adoula, ref. 17/62 and 12/62 both dated 3 January. That addressed to President Tshombe has been sent to Urquhart for transmission.

First letter (17/62): QUOTE

Assemblée provinciale du Katanga.

Monsieur le Chargé de Mission,

J'ai l'honneur de vous remettre sous ce pli la lettre no. 12/62 que j'adresse à M. Tshombe, Président du Gouvernement provincial du Katanga.

Vous m'obligeriez en voulant bien transmettre le contenu de ce message, par la voie la plus rapide, à M. Tshombe.

Je joins, pour vos dossiers, une copie de la même lettre.

Salutations UNQUOTE

Second letter (12/62) addressed to President Tshombe: QUOTE

Assemblée provinciale katangaise.

Monsieur le Président,

Monsieur le Chargé de la Mission des Nations Unies au Congo vient de me communiquer votre lettre relative à la réunion de l'Assemblée provinciale du Katanga.

Vous fondant sur une interprétation abusive de la Loi fondamentale du 19 mai 1960, loi que vous n'avez pas cessé d'ailleurs de violer depuis votre installation comme Président du Gouvernement provincial, vous contestez la légalité de l'Ordonnance du Chef de l'Etat convoquant l'Assemblée provinciale du Katanga à Kamina.

Je vous rappelle qu'aux termes de l'article 2 de ladite loi, les textes existant au 30 juin 1960 restent en vigueur tant qu'ils n'auront pas été expressément abrogés.

J'attire en outre votre attention sur le fait que par Ordonnance no. 85 du 28 novembre 1961, le Chef de l'Etat a proclamé l'état d'exception dans la Province du Katanga et a nommé comme Commissaire général extraordinaire Monsieur Jason Sendwe, Vice-Premier Ministre du Gouvernement central.

De ce fait, la législation prévue par le décret du 20 octobre 1959 devient applicable dans la Province du Katanga.

C'est en vertu de ce décret, remis d'ailleurs expressément en vigueur par le décret-loi constitutionnel du 7 juillet 1961, que le Chef de l'Etat a décidé la convocation de l'Assemblée provinciale du Katanga à Kamina.

En effet, l'article 2 dudit décret lui confère le droit de modifier la répartition des attributions des diverses autorités de la République et par voie de conséquence de se substituer à celles-ci.

Le caractère légal de l'Ordonnance du Chef de l'Etat étant nettement établi, je vous prie de bien vouloir prendre toutes dispositions pour que l'Assemblée provinciale du Katanga puisse se réunir le plus tôt possible à Kamina, comme l'a ordonné le Chef de l'Etat.

VeUILLES agréer, Monsieur le Président, l'assurance de ma haute considération. UNQUOTE

JP/mb

OUTGOING CODE

PRIORITY

TO : SECGEN, New York
FROM : LINNER, Leopoldville
Date : 4 January 1962
No. : L-29

Shim
SECRET

Siordet came to see me before returning to Geneva. He was thankful for assistance given him by UN during his short stay in Eville. He also expressed his ^{"gene"} ~~dislike~~ re ONUC's inability to have started immediately an inquiry into Olivet's death which is what gave rise to the suggestion reported to you in my L-1.

Upon inquiring on this particular point, Urquhart advises us (Elleo 1):

QUOTE As I told Siordet and he agreed as also did Senn and Melcher UN in Eville has neither technical means nor necessary trained personnel to proceed with such investigation. Siordet was informed by Melcher and Senn that amateurish investigation would only have resulted in culprits being warned and able to hide or undertake diversionary action. Necessary investigation can only be effected by team qualified investigators as proposed in Siordet's and my cables from here UNQUOTE

JP
c.c. Force Commander
JP/mb

01-140
OUTGOING CODE

PRIORITY

TO : SECGEN, New York
FROM: LINNER, Leopoldville
Date: 4 January 1962
No. : L-28

Lin
SECRET

Following from Urquhart (Elleo 06): QUOTE

Provincial Assembly meets again this morning in effort rally quorum. Expect in my meeting with Munongo at 1100 hrs will again be asked bring in deputies. From information received only 2 could at present be fetched by UN in Alb and remainder under Central Government order will refuse come Eli. It seems possible quorum may be achieved in spite this. From this end it appears Tshombe at present genuinely anxious continue implement Kitona Agreement. Since no answer received this letter Kasa-Vubu would like indication whether any likelihood Central Government and you agree our making efforts bring in deputies. Do not wish sound naive and realize difficulties both your relations Central Government and mine with Provincial Government but wonder whether in interests all concerned and implementation agreement Central Government should not encourage full assembly especially since Tshombe has fulfilled other parts agreement in sending deputies to Leo on 27 December and 3 January. Otherwise Central Government may give Tshombe grounds to renege on agreement. Your urgent comments requested UNQUOTE

Letter of 3 January from Adoula to Tshombe, sent to you separately, has been transmitted to Eville and will give Urquhart answers to his questions above.

Q
c.c. Force Commander
JP/mb

OUTGOING CLEAR

ROUTINE

LEOPOLDVILLE
4 January 1962

1962 JAN -4 PM 4:04
[O.N.U.C.]

UNATIONS
New York

L- 27 SEC GEN FROM LINER

H. H. H.

Further L-16.

Mr. Momba Raphael, National Deputy from Katanga, arrived here last night from Eville.

JP JP/mb

OK/Kae
OUTGOING CODE CABLE

PRIORITY

To : SECGEN, New York
From : LINNER, Leopoldville
Date : 4 January 1962
No. : L-26

/Lin
SECRET

Following from Urquhart (Elleo 8): Quote Had 1 hour meeting privately with Munongo this morning. He raised 2 points only

1. the desirability of starting up Union Minières plant urgently to avoid unemployment. He said this was sole interest and otherwise Union Miniere was just another commercial firm. Indeed he hoped other nationalities would come to compete with it. Eye explained to him our arrangement with Urbain which eye will now press.

2. He asked if we could now remove road block on Jadotville Road. Eye took opportunity to deliver long lecture on mercenaries which he received well but in silence saying he would like discuss subject in detail tomorrow. Eye also told him situation about bringing in Representatives for Provincial Assembly to which he replied Quote The Americanists are blinded by Loi Fondamentale Unquote We then had very amical discussion Congolese problem in general. Would like your views on Jadotville road block problem. No doubt it is major inconvenience to resumption normal civilian life. On other hand from military point of view it could be important. Assembly met this morning and eye am just going to see Consuls to discover results. Unquote

Problem of road block will be taken up by Force Commander with Raja when he comes here tomorrow.

J cc: Force Commander

JP/db

cf/Kee
OUTGOING CODE

ROUTINE

TO : SECGEN, New York
FROM: LINNER, Leopoldville
Date: 4 January 1962
No. : L- 25

Linner
SECRET

Reur 63.

Practice followed in relation to detainees has been as follows:

1. All Embassy and Consular representatives immediately informed and permitted to visit their nationals as often as desired.
2. They are always accompanied to detention camp by ONUC officers who is present at meeting throughout.
3. Any request relating to health, welfare and food always attended to as quickly as possible.
4. All letters to and from detainees to families and friends channelled through ONUC Military Information. This is not a censorship in narrow sense of word but mere precaution to ensure that letters do not convey exact place of detention or nationality and other details of military personnel or any information relating to ONUC military activities which detainees may have collected during their own experiences before apprehension. This restriction also serves desirable purpose of protecting detainees' own interests by not revealing to Congolese public whereabouts of detention. Furthermore, likelihood of such information being used in highly exaggerated adverse publicity in certain sections of foreign press has also been borne in mind.

5. Embassy and Consular representatives not permitted to interrogate detainees concerning circumstances of their arrest for reason that detainees would naturally claim complete innocence and give only one side of picture which would in turn be transmitted by such representatives to their governments with possible leakages to press and consequent inflammation of public opinion based on extremely one-sided enumeration of so-called facts. Also, permission to interrogate would in our view open the way to parallel and conflicting interrogation procedures by Government representatives and our own interrogating officers thus creating confusion and irritation for all concerned. ~~In most cases~~ At the very beginning where interrogation of detainees by Embassy and Consular representatives as to circumstances of arrest was permitted, representatives began demanding immediate release of detainees before proper and objective interrogation work by ONUC could be concluded.

It is our view that above practices should continue in order to facilitate work of our interrogating officers and to arrive at objective decision as quickly as possible.

c.c. Mr. Kanakarathne
NK/mb

SECRET

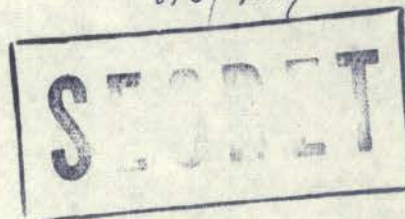
OUTGOING CODE

PRIORITY

sk/fay

To : SECGEN, New York
From : LINNER, Leopoldville
Date : 4 January 1962
No. : L- 24

Lin



Adoula raised the question this morning whether a compromise would not be possible as regards the ANC participation in Katanga. He would be prepared to put a contingent under ONUC command as previously envisaged on the condition that you would then allow him to send in other troops independently from us. I foresee your reaction but nevertheless promised to transmit his question to you.

cc. Force Commander.

SL/cc

OUTGOING CODE

PRIORITY

To : SECGEN, New York
From : ~~L~~INNER, Leopoldville
Date : 4 January 1962
No. : L- 23

Min

ok/lay

SECRET

Your 45.

Adoula confirms that efforts are being made to obtain three C-47 through intermediaries in Brussels, Geneva and Teheran. The purpose of the deal is to make Government more independent of Air-Congo, with which they have continuous difficulties, so as to be able to transport troops whenever ^{and wherever} they feel the need. Adoula however tells me that the representatives who were sent abroad to make the deal ^{have} ~~were~~/either been cheated or cheating and he is rather doubtful as to how the Government could get disentangled financially in this affair. He confirms that such deal is related to planned purchase of twelve aircraft as reported in our A-2558 but says that it is not correct that 100 million francs have been earmarked for that purpose. He was rather vague on this particular point and I have a feeling that funds might be drawn from unofficial reserves.

I will report Frasca's comments as soon as he has gone into the matter.

SL/cc

OUTGOING CLEAR

PRIORITY

LEOPOLDVILLE
4 January 1962

UNATIONS
NEW YORK

1962 JAN -4 AM 10:21
O.N.U.C.

L- 22

SEC GEN FROM LINER *Lin*

Further to our L-15.

The following arrived from Elisabethville last night to participate in the discussion for a modification of the Loi Fondamentale:

1. Kambola-Ndala Henri, Chief of the Governmental Commission for the project of the Constitution.
2. Kishiba-Alexis, Chief of the Cabinet of Defense.
3. Masudi Jean, Attaché to the Residential Cabinet.

We are affording them our protection with the others and will arrange for them to see Adoula this mid-day.

c.c. Mr. Abdoun
AA/mb

OUTGOING CODE

ok/Lay
SECRET
PRIORITY

To : SECGEN, New York
From : LINNER, Leopoldville
Date : 4 January 1961
No. : L- 21

Lin

Following from Urquhart and Raja (Elleo 708).

Quote. Munongo requested us meet him at 1500 on 3 January in Presidential Palace. He was busy discussing with Urbain from Union Minière. He therefore asked us discuss with General Moke, his Staff and Sapwe. General Moke wanted to discuss following points:

1) L'ONU vient d'occuper ces positions après le cessez-le-feu: Usines Umhk, Bureau Umhk sur le Boulevard Elisabeth, Tunnel, environs du Stade de la Victoire, Camp Militaire, Route Don Bosco, route en terre qui mène vers Tabacongo, passage à niveau au carrefour des Routes Munama et Don Bosco. Il est de notoriété que les 2 parties doivent respecter la trêve, or pour l'ONU c'est une occasion de se renforcer en hommes et en matériel.

2) L'ONU fait trop de mouvements même intempestifs, et tout cela près de nos positions.

3) Les patrouilles ONU ne visent que les positions des Gendarmes.

4) L'ONU recherche nos militaires partout en ville avec le seul but de les désarmer.

5) L'hélicoptère de l'ONU exagère ses vols, tout ceci n'est qu'une provocation.

6) L'ONU cherche par tous les moyens à se déplacer en dehors de la ville d'Elisabethville. Ceci n'entre pas dans ses attributions.

7) On dit qu'il y a cessez-le-feu; l'ANC appuyée par l'ONU attaque Kongolo et Kapona, drôle de cessez-le-feu.

8) Liberté totale pour la Police Militaire des Forces Armées de la Gendarmerie Katangaise de faire les patrouilles qu'elle juge nécessaires pour la bonne exécution de son travail.

9) Libération du Camp Président Tshombé. ~~XXX~~

Raja pointed out that there is no cease fire and he and his troops while maintaining freedom of movement are restraining themselves at this critical juncture when political negotiations are in progress. Raja refused discuss points mentioned above and pointed out that it was beyond the scope of such meeting. Urquhart immediately sent for Munongo who was next room and gave him our views. Munongo was satisfied with reply given and said these problems could be discussed later. Before Munongo came atmosphere very tense. Moke who had already lost weight and charm was almost in tears. We hope you agree with us that points enumerated by Moke are not to be discussed now. Urquhart has private meeting with Munongo 1100 hours tomorrow. Unquote.



JP:ln

4 January 1962

OUTGOING CODE

SECRET

PRIORITY

To : SECGEN, New York
From : LINNER, Leopoldville
Date : 4 January 1962
No. : L- 20

Skinner

ok/Lal
Koo

Following from Urquhart (Evening 3 January): Quote
Assembly met with members and was adjourned by Secretary
on grounds no quorum. Some anger and statement that this
Unations fault since they had been asked facilitate meeting.
Now meeting Consuls to get more details. Unquote

Q

OUTGOING CODE

ok/lat
SECRET

PRIORITY

To : SECRETARY GENERAL, New York
From : LINNER, Leopoldville *Linner*
Date : 4 January 1962
No. : L- 19

Following from Urquhart (Elleo 702).

Quote. Dumontet at meeting with Urbain Union Minière, attended by Raja, 1200 hrs this 3 January we agreed on 2 check points on trains from Kipushi and we await time table. Urbain gave word these trains would be solely for zinc compound and would have only railway personnel aboard. He will submit plan concerning resumption work Union Minière Plant Eville. He volunteered orders given again that no Union Minière Mess or Facilities be used by Mercenaries or Military Personnel and applied Kipushi, Jadotville, Kolwezi as well as Eville. We also requested he check patrols for concealed Mercenaries. City appears quiet and slowly returning to sort of normal life.

Unquote.

You may wish to use arrangements with Urbain indicated above in furtherance of your Note Verbale contained in your 53.

cc Force Commander

Chief OPI

Q
JP:ln

4 January 1962

1962 JAN 3 PM 4:00
OUTGOING CLEAR
O.N.U.C.

PRIORITY

LEOPOLDVILLE

3 January 1962

UNATIONS NEWYORK

L- 18

SECRETARY GENERAL from LINNER.

In a cable to Geneva Melcher has reported that Senn visited on 2 January 1962 UN prisoners held in Kipushi.

He reported:

QUOTE: Tous parfaite santé. Conditions détention fort améliorées depuis dernière visite. Senn accompagné d'un Major de l'Etat-Major Katangais ainsi que du Président CR Katanga leur a apporté le courrier, journaux et produits divers. Situation générale à Elisabethville s'améliore de jour en jour. Unquote.

cc Force Commander

Chief OPI

JP:ln

3 January 1962

Outgoing Code

ROUTINE

To : SecGen
From : Linner
Date : 3 January 1962
No. : **L-17**

Alouat

ok/sally
SECRET

Fieldserv in their cable 30 have advised us of Headquarter's decision to assign Lehmkuhl as Information Officer at Elisabethville. We have already expressed our reservations on this assignment because of Lehmkuhl's lack of adequate knowledge of French language and consider that under present circumstances we cannot afford to take risks with our information work in Katanga. We therefore request reconsideration of decision to assign Lehmkuhl to Elisabethville at the present time and of nominating another senior Information Officer with ability to speak french fluently.

OUTGOING CLEAR

1962 JAN -3 AM 11:29
O.N.U.C.
ROUTINE

LEOPOLDVILLE
3 January 1962


UNATIONS NEWYORK

L- 16

SECGEN from LINNER. *Lin*

As of evening 2 January 1962 UN was affording protection and assistance in Leopoldville to following Katanga Parliamentarians:

- 1) Députés: BULUNDWE Edouard, ZONGWE Sylvère, NYEMBO Albert, MUTEBA Beston, KANGAJI Grégori.
- 2) Sénateurs: MAKONGA Bonaventure, CHIFFULO Esaie, YAVA Rodolphe, AMISI Jean Chrisostome, TSHISOLA Amédée.
- 3) Secretarial Staff: KABEYA Joseph, NKWEMBE Léon, LUGUNDA Joseph,.

 cc Force Commander

JP:ln

3 January 1962

OUTGOING CLEAR

1962 JAN -3 AM 10:30

[O.N.U.C.]

PRIORITY

LEOPOLDVILLE

3 January 1962

UNATIONS NEWYORK

L- 15

SECRETARY GENERAL from LINNER. *He*

Following letters were handed to Urquhart yesterday morning by Tshombé and have now been transmitted to Prime Minister:

First letter. Quote: J'ai l'honneur de vous confirmer notre entretien d'hier concernant l'envoi de deux Délégués Gouvernementaux à Léopoldville pour une Mission d'Etude de la future Constitution du Congo ex Belge. Leur départ sera fixé au 3 Janvier 1962 comme annoncé précédemment. Cette Délégation est présidée par Monsieur Henri Kambola, Secrétaire Général à la Santé, et Monsieur Kisiba, Membre du Cabinet de la Défense Nationale. Je demande la protection de votre Organisation pour leur voyage d'Elisabethville à Léopoldville, pendant leur séjour à Léopoldville, et lors de leur retour à Elisabethville dès qu'ils en exprimeront le désir. Leur séjour actuel à Léopoldville sera d'une durée assez courte car ils devront seulement prendre connaissance du projet de Constitution élaboré par les Membres du Gouvernement de Léopoldville

- 2 -

afin de nous le communiquer et soumettre également à ce Gouvernement notre projet dont ils sont porteurs. Attendant votre réponse à ce sujet, je vous prie d'agréer, Monsieur ... Unquote.

Second letter: Quote. Conformément à ma lettre No. 2638 du 26 Décembre 1961 j'ai l'honneur de porter à votre connaissance qu'un avion est parti prendre les Députés de Mitwaba, Beaudouinville, Kapanga et Pweto. Je vous prie d'agréer ... Unquote.



JP:ln

3 January 1962

OUTGOING CODE

ou
d.
PRIORITY

To : SECGEN, NEW YORK
From : LINNER, ~~MACEBOIN~~, LEO
Date : 3 January 1962
NO : L- 14

Linner
SECRET

Reference your 9236.

1. Officials of Belgian Embassy in Leo have on several occasions visited all Belgian personnel under ONUC custody in Leo. This was the practise even before their Mission in Leo was properly accredited and was only liaison mission. At no time was any official of Belgian staff refused permission to visit Belgian nationals under ONUC custody. Visits are of course made in company of ONUC military officer. Same practise applies in case of personnel of other nationalities under ONUC custody as far as visits by their consular officials are concerned.

2. Allegation by Belgian Mission that Blevy was beaten while in ONUC custody in Leo and that Jacoby was kept tied up for twelve hours in ONUC custody in Leo categorically false. They were both brought to Leo on 25th (our L-546 refers). Belgian Mission officials as well as International Red Cross representatives have visited them since then. No complaints at all reached us through either. Major Greystone British officer of Nigerian contingent who is in command of Nigerian Camp at which detainees are being kept has given signed statement that there has been no such incidents at all. Both Blevy and Jacoby have given signed statements saying that they had not repeat not been ill treated in any way by ONUC troops in Leo. Photocopies of these documents being pouched.

cc: Force Commander
N.T.D. Kanakaratne

OUTGOING CODE

PRIORITY

To : SECGEN, New York
From : LINNER, Leopoldville
Date : 3 January 1962
No. : L- 13

OK
SECRET

Following from Urquhart (Elleo 700):

Quote Raja Dumontet in conversation with Tshombe he said he was going to Kolwezi this afternoon to encourage deputies from there and asked our assurance freedom of movement, which has been given. He told us Provincial Assembly to meet 1700 hrs 3 Jan in theatre building Eville. In order avoid UN commitment we immediately arranged this building be protected entirely by Katanga police. Finally he gave absolute assurance in presence Munongo and Sapwe all possible efforts be made to locate Major Ajeet Singh. We then had meeting with Raja, our 2 Sector Commanders, Sapwe, Munongo, Yave, and Muke on cooperation on establishing law and order. Raja stressed necessity freedom movement, cooperation with police, no UN patrolling African communes and desirability to avoid incidents in period political negotiations, although no formal cease fire. Regular meetings at working levels were arranged, first of which takes place this afternoon. Munongo appeared much gratified and said we had to Quote consider not past but future Unquote although details will be arranged at working level. Munongo asked for joint patrols area refugee camp. Unquote

cc: Chief, OPI

JP/db

OUTGOING CODE

ROUTINE

To : SECGEN, NEW YORK

From : LINNER, LEO

Date : 3 January 1962

Nº : L- 12

Linin

SECRET

Reference your 9245. Baeckelandt released on morning January first and taken charge of by Mr. Mine~~t~~, Assistant Director Sabena.

cc: Mr. N.T.D. Kanakaratne

NKTD:mm

OUTGOING CODE

de M
PRIORITY

To : SECGEN, NEW YORK

From : LINNER, LEO *Linner*

Date : 3 January 1962

No : L- //

SECRET

Reference paragraph one your 9226.

1. Claeys was closely interrogated during weekend. Summary of interrogation report is as follows: Has been in employment of Geomines at Manono since 1947. Reported to be a highly intelligent and educated man. His general attitude towards UN has been governed by his determined pro-Katangese views which are based on Geomines' interests in the area. Wherever Katangese and UN interests did not come into sharp conflict he had not been hostile to UN. Authenticity of charges is confirmed in that Claeys admits conduct alleged in paragraphs one two four five and six of Shabani document. However he justifies many of these acts of his by plea of intimidation by Gendarmerie (as in case of vehicles being given to Gendarmerie for military purposes) or humanitarian motives in protecting wounded military personnel and women and children. The truth would seem to lie half-way between his explanations and Shabani interpretation. Obviously he acted to give Gendarmerie every possible advantage over ONUC. Geomines, according to our military reports, acted in Manono as a anti-UN base in some ways similar to conduct of Union Minière in Eville.
2. There is no evidence at all that Claeys himself personally took up arms against ONUC troops or that he himself directed military operations.
3. His opinion of conduct of UN troops ~~for~~ of all nations is very high, only complaint being about some alleged minor thefts by some of the Ethiopian troops in Manono at the

SECRET

very beginning of December.

4. On the available material it is difficult to define Claeys as coming within the "mercenary" meaning of the terms "military personnel" or "~~military~~" as used in paragraph A-2.

Whether his admitted conduct in support of the Katangese military effort against ONUC troops in the context of this known pro-Katangese political opinions would render him liable to be described as paramilitary is a question which may be considered.

5. Jerkovic who was here yesterday from Albertville holds the view that since Claeys was placed under arrest on orders of authorized representatives of Central Government and with full knowledge of Sendwe, question of decision on Claeys should be left to be fought out between Belgian Embassy and Central Government, we ourselves taking up the position that we have no reason to continue to detain him. Mr. Claeys himself is understood to have no objection to leave the country and return to Belgium and to give an undertaking not to return unless specifically permitted by the Congolese Central Government. There is much to recommend the suggestion made by Jerkovic since in the first instance it was the Central Government authorities who arrested Claeys.

6. Have so far not raised this matter with either Sendwe or Adoula pending completion of interrogation of Claeys and your own views thereon. Grateful for earliest instructions.

NTDK:mmm

OUTGOING CLEAR

1962 JAN -3 AM 7:59

ROUTINE

LEOPOLDVILLE
3 January 1961

O.N.U.C.

UNATIONS NEWYORK

L-10

MAILOPS from LINNER

Linier

PLEASE renumber our cables L-599 to 607 as L-1 to 9 respectively.

JP/cc

OUTGOING CODE

ohm
SECRET

PRIORITY

To : SECRETARY GENERAL, New York
From : LINNER, Leopoldville *Lin*
Date : 2 January 1961
No. : ~~L-607~~ L-9

Following from Urquhart (Elleo 666). Quote.
Sabena Representative raised 2 questions primo May Sabena
remove from Eville 2 DC3 and 2 helicopters now unusable
here. Sign of times is they wish paint out Air Katanga and
paint Sabena on them before moving. Secundo Sabena would
like reestablish regular service 3 flights a week. Told
them their Representative Leo must refer to you. Psychological
effect of current series emergency flights reported good and
reassuring. Unquote. Force Commander is of opinion and I
concur that neither request should be granted for the time
being and until position stated in penultimate para of your
9232 has been clarified.

I have so informed Elisabethville.

cc Force Commander

[Signature]
JP:ln

2 January 1961

OUTGOING CODE

PRIORITY

To : SECGEN, New York
From : LINNER, Leopoldville
Date : 2 January 1962
No. : ~~L-606~~ L-8

[Handwritten signature]
SECRET

Following from Urquhart and Raja (Elleo 698):

Quote Raja, Dumontet and I visited Tshombe at 1600 hrs. (1 Jan.). Present were Munongo Muke, Yav, Kibwe and assorted aids. Atmosphere extremely cordial on New Year's Day. Tshombe first said that games with Loi-Fondamentale were liable to hold up implementation Kitona agreement and he regretted them. Felt that result his exchange with Kasavubu might postpone Provincial Assemblée which he much wanted to convene. He stated one Senator to leave for Leo tomorrow and three if not five Delegates on 3 Jan for governmental commission. He asked again our help on bringing in Reps of Manono, Aville and possibly Kabalo. On questions of maintenance order and evidence incidents he suggested regular meetings between police and Mil. UN and Katangese and expressed desire avoid incidents which Quote prevent politicians from dealing with larger affairs like national conciliation Unquote. He will arrange such meeting in Presidential Palace 1000 hrs second Jan. Meeting broke up after 35 minutes with utmost cordiality. Tshombe and Munongo particularly gratified presence Raja whose correct and firm presentation of problems has excellent effect. Tshombe is giving Press Conference at 1700 HLT. Unquote

cc: Force Commander

[Handwritten signature]
JP/db

OUTGOING CODE

PRIORITY

TO : SECGEN, New York
FROM: LINNER, Leopoldville
Date: 2 January 1962
No. : L- ~~405~~ L-7

Chap 2

Lin.

SECRET

Further to my L-343-44.

Adoula replied by letter dated 27 December received on 29 December enumerating what he describes as several instances of non-cooperation with the medical commission on the part of ONUC military officers at the ONUC Hospital. These were repetitions of what had been reported to him by the medical commission in a report dated 2 December, copy of which Adoula has attached to his reply to us.

Although there have been one or two minor misunderstandings on the part of ONUC military personnel in relation to work of medical commission the complaints of the commission are quite unjustified and appear to be calculated to secure transfer of Chalmers from ONUC Hospital to the Queen Elisabeth Clinic. My letter to Adoula quoted in cable under reference contains all the relevant information regarding the conduct of military personnel at the ONUC Hospital. In my view it would be of little practical value to enter into detail rebuttal of commission's allegations at this stage. Most important matter of substance is the question whether the implied renewal of request for transfer of Chalmers to the Queen Elisabeth Clinic contained in Adoula's last letter should be met. If Adoula maintains, as he appears to do, the view of medical commission that no proper

SECRET

examination of Chalmers is possible unless he is transferred to Queen Elisabeth Clinic, we see no serious objection to doing so, provided Chalmers continues to remain under ONUC military guard as indicated in your 8402.

British authorities here have been made aware of present position. In view of congestion at ONUC Hospital as a result of injured military personnel from Eville being transferred to Leo for medical attention, Chalmers has been temporarily removed from Hospital and returned to ONUC military camp in Leo.

Grateful for your views as to whether we should agree transfer Chalmers to Queen Elisabeth Clinic provided he is not repeat not released from ONUC physical protection.

c.c. Mr. Kanakaratne

NK/mb

OUTGOING CLEAR

PRIORITY

TO : SECREN, NEW YORK
FROM : LINNER, LEOPOLDVILLE
DATE : 1 January 1962

No. L-~~594~~ 6

Remy L-594 Have today received following two letters from Urquhart addressed to him and to Kasa-Vubu respectively from Tshombe:

1.- Letter to Urquhart reads: Quote J'ai l'honneur de vous transmettre sous ce pli une lettre que j'adresse ce jour à Monsieur le Président de la République du Congo et que je serai heureux que vous fassiez parvenir. J'ose espérer que l'Organisation des Nations Unies qui a mis ses forces militaires à la disposition du Gouvernement central pour que soit respectée la loi belge du 19 mai 1960, s'efforcera cette fois aussi de la faire appliquer et veillera à permettre la réunion de l'Assemblée du Katanga le 3 janvier à Elizabethville.

Je profite de la présente pour vous présenter, Monsieur le Représentant, l'assurance de ma haute considération. Le Président du Katanga; Moïse Tshombe. Unquote

2.- Letter to President: Quote Monsieur le Président, J'ai l'honneur de porter à votre connaissance que l'Organisation des Nations Unies vient de me remettre votre Ordonnance No. 104 convoquant l'Assemblée du Katanga à Kamina.

J'attire votre attention sur le fait que cette Ordonnance constitue une grave violation de la loi belge du 19 mai 1960, que vous invoquez à l'appui de votre décision. L'article 17 de la dite loi stipule clairement que le pouvoir exécutif provincial est exercé dans chaque province par le Gouvernement provincial. Il en résulte entre autres prérogatives que seul le Gouvernement provincial est en droit de convoquer une assemblée provinciale. Puisque vous considérez le Katanga comme une province, mon Gouvernement est seul habilité à prendre une telle initiative. Je me permets de vous rappeler le texte de l'article 132, alinéa premier, qui stipule: "l'Assemblée se réunit de plein droit deux fois l'an en session ordinaire sous réserve des dispositions de l'article 109, les premiers lundis d'avril et d'octobre, à moins qu'elle n'ait été réunie antérieurement, éventuellement à la demande du Commissaire d'Etat par le Gouvernement provincial." Or vous n'ignorez pas qu'en vertu de l'article 134, alinéa 1er, qui stipule: "Le Gouvernement provincial, éventuellement à la demande du Commissaire d'Etat,

peut convoquer l'Assemblée en session extraordinaire." J'ai déjà convoqué l'Assemblée du Katanga pour le 3 janvier 1962 à Elisabethville. Votre Ordonnance est donc la manifestation d'un abus de pouvoir et de ce fait illégale.

En ce qui concerne le lieu de la réunion, je vous saurai gré de bien vouloir vous référer à l'article 133 qui stipule : "sans préjudice à l'application de l'article 109, deuxième alinéa, l'Assemblée provinciale siège au Chef-lieu de la province à moins que pour cause d'événements extraordinaires elle soit autorisée par le Chef de l'Etat à siéger dans une autre localité de la province. Le choix de cette localité est proposé au Chef de l'Etat par le Président de l'Assemblée ou, en cas de session extraordinaire, par le Président du Gouvernement provincial."

Or, je n'ai pas demandé que la réunion ait lieu à un autre endroit qu'Elisabethville. J'attire votre attention sur le fait qu'en cette matière, il ne vous appartient que d'autoriser et non de décider. Cette dernière prérogative relève, en vertu de l'article 17, de l'Exécutif provincial.

D'autre part, je me demande comment vous pouvez invoquer l'impossibilité d'appliquer l'article 134 de la loi puisque le monde entier sait, depuis de nombreux jours, que mon Gouvernement a convoqué l'Assemblée du Katanga pour le 3 janvier 1962.

Je ne relève pas l'allusion que vous faites au caractère du Commissaire d'Etat qui constitue à elle seule une série d'irrégularités puisqu'aucun Commissaire d'Etat n'a jamais été régulièrement nommé et que rien dans la loi ne prévoit que le Chef de l'Etat dispose des pouvoirs du Commissaire qui, en l'occurrence, ne pouvait que demander à mon Gouvernement de réunir l'Assemblée.

La convocation à Kamina est donc contraire à la loi que vous invoquez comme étant la base juridique du régime pour l'établissement duquel vous avez demandé l'aide des Nations Unies.

Votre décision étant illégale, les membres de l'Assemblée ne peuvent s'y soumettre et les délibérations de ceux qui s'y rendraient seront nulles et de nul effet. Au cas où vous estimeriez nécessaire de devoir maintenir votre décision, je ne vois dans l'obligation de porter le litige qui nous oppose devant le Conseil d'Etat de Belgique, en vertu des articles 226 à 235 et 253 de la loi que vous invoquez et qui stipule notamment :

" Article 226: La Cour constitutionnelle est composée d'une Chambre de constitutionnalité, d'une Chambre des conflits et d'une Chambre d'administration;

Article 232: la Chambre des conflits est chargée de trancher les conflits de compétence survenant entre le pouvoir central et le pouvoir provincial;

Article 253: jusqu'à ce que la Cour constitutionnelle soit légalement organisée, conformément aux articles 229, 230, 232 et 236, le Conseil d'Etat de Belgique exerce, selon la procédure qu'il détermine, les compétences de la Cour constitutionnelle telles qu'elles résultent des articles 229 à 235."

Je vous prie de croire, Monsieur le Président, à l'assurance de ma très haute considération distinguée.

Le Président du Katanga; Moise Tshombé. Unquote

3.- Endeavouring to deliver above letter to President Kasa-Vubu today still.

cc: Force Commander

JP/jp

OUTGOING CLEAR

ROUTINE

LEOPOLDVILLE
1st January 1962

L- ~~600~~ 5

UNATIONS
NEW YORK

FOR BUNCHE, STAVROPOULOS FROM LINNER

MARCELLA ARRIVED THIRTIETH. KANAKARATNE WILL LEAVE LEO
NEXT WEEKEND AND ARRIVE NEW YORK EVENING TENTH.

cc: M. Kanakarathne
M. Habib Ahmed

NTK/tht

OUTGOING CODE

OK
for

PRIORITY

To : SECGEN, New York
From : LINNER, Leopoldville
Date : 1 January 1962
No. : L- ~~6024~~

Donner

Following from Urquhart and Raja (Elleo 690). Quote. After seeing George off Dumontet Col Sarthe Representing Brig Raja and I visited Tshombe at 1500 hrs on 31 December in his residence. Munongo, Yav and General Moke and Staff came in during talks which were very subdued and civilised apart from brief accusations by Moke concerning UN attacks at Kongolo and Baudoinville which were instantly silenced by Dumontet. We presented Secgen's message contained in your EV 925 and also in written form substance of Adoula's letter and Ordinance. Latter seemed to sadden Tshombe who said it needed careful study. We covered briefly points to be discussed in detail later. Mercenaries, prisoners, cooperation with civil authorities. We agreed to have meeting 1600 hours Monday to discuss these and other points in detail. Tshombe said he had no messages from his Representatives in Leo and would appreciate hearing from them. He was very calm and meeting lasted only 40 minutes. This morning Dumontet attended meeting organised by local Chamber of Commerce concerning reopening local businesses and UN attitudes concerning reopening of local economic life. Main line was UN entirely in favour of encouraging European population continuing normal activities, provided they did not contravene resolutions of security council. Dumontet also met at US Consulate. 3 Managers of 3 Banks, namely, Willame Banque de Congo, Popiem Head of Soco Bank and Horenbucke Banque d'Afrique. Detailed report will

follow. Perhaps most interesting point to mention is that all gave definite assurances that activities of their respective banks would facilitate rather than be hampered by expectedly successful contacts between central Government and Kat Authorities concerning political matters. Expect visit from Urbain Union Minière tonight and will convey to him substance of your EV 928 and Secgen's instructions. Perhaps also urge him on necessity Union Minière regularising its position with central Government. Unquote.

JP:ln

1 January 1962

OUTGOING CODE

ROUTINE

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TO : SECGEN, NEW YORK
FROM : LINNER, LEOPOLDVILLE
DATE : 1 January 1962

Reyroulet

No. L- ~~501~~ 3

Reyrou 9227 and L-587

1.- Have received following copy of Note verbale ref. 12/Chanc./7476/61, dated 30 December :

Quote Le Ministère des Affaires Etrangères de la République du Congo présente ses compliments à l'Ambassade de l'URSS à Léopoldville et a l'honneur de se référer à sa note verbale du 26 Decembre 1961, relative à la fourniture d'aide médicale de l'Alliance de la Croix et du Croissant rouges soviétiques à la République du Congo.

Le Ministère des Affaires Etrangères exprime toute sa gratitude devant l'offre qui lui est ainsi présentée; il se permet toutefois de rappeler à ce sujet à l'Ambassade de l'URSS que toute aide bilatérale fournie à la République du Congo s'inscrit dans le cadre de l'action générale d'assistance des Nations Unies au Congo. Il n'appartient dès lors pas à un Gouvernement désireux d'aider le pays, de choisir unilatéralement des régions auxquelles il a décidé d'accorder une aide quelconque. Celle-ci sera coordonnée au mieux des intérêts de l'ensemble du pays, par les autorités du Gouvernement Central agissant en étroite collaboration avec les autorités de l'Organisation des Nations Unies au Congo. Il importe donc que ces autorités reçoivent tous les détails nécessaires à une équitable répartition de l'aide offerte et puissent ainsi en faire bénéficier tous ceux qui en ont besoin.

Le Ministère des Affaires Etrangères serait heureux que l'Ambassade de l'U.R.S.S. veuille bien se conformer à cette façon de faire et fasse connaître de façon précise l'aide que se propose d'apporter l'Alliance de la Croix et du Croissant rouges Soviétiques, aux victimes des inondations au Congo. Celle-ci sera incluse et coordonnée dans le vaste mouvement de solidarité qui s'est manifesté en leur faveur.

Il va de soi que les autorisations de survol et d'atterrissage de l'avion IL-18 sont accordées, suivant l'itinéraire et l'horaire prévus; les autorisations de débarquement de personnel, de vivres et des médicaments seront fonction des décisions de répartition qui auront pu être mises au point avec les autorités compétentes.

Le Ministère des Affaires Etrangères saisit cette occasion pour renouveler à l'Ambassade de l'U.R.S.S., les assurances de sa haute considération. Unquote

2.- The plane scheduled to arrive yesterday morning did not come. We have so far no indications as to when it will be coming. There will in fact be two planes, one carrying the assistance and the other carrying fuel.

According to the Flight plan attached to the above Note Verbale these planes will fly non-stop from Khartoum to Leopoldville and back.

JP/tht

OUTGOING CLEAR

ROUTINE

LEOPOLDVILLE

1 January 1962

UNATIONS NEW YORK

L-~~see~~ 2

SECRETARY GENERAL from LINNER. General Lundula has requested us to forward following to you. Message also addressed to President SECCO. Quote. Au nom mon armée et mon nom personnel vous présente mes meilleurs vœux de bonheur et de prospérité à l'occasion Nouvel An. Que l'année nouvelle apporte au peuple la paix et amitié. Vous encourage et vous remercie pour votre action noble et décisive au Congo. Peuple Congolais espère qu'avec la collaboration franche de l'ONU l'Armée Nouvelle mettra fin à la balkanisation Congo et sauvegardera l'unité et l'intégrité territoriales Congo laises. Haute considération. Unquote.

JP:ln

1 January 1962

OUTGOING CLEAR

PRIORITY

TO : SEC/GEN, NEW YORK
FROM : LINNER, LEOPOLDVILLE
DATE : 1 January 1962
NO. L-~~500~~ 1

Following from Urquhart (Elleo 678):

Quote Siordet and Redcross party have consulted us here concerning detailed inquiry Olivet's case. Eye said we urgently desired full investigation but had not means ourselves to carry it out. We therefore suggested that SEC/GEN U.N. and International Redcross should agree on professional and qualified commission of Inquiry to come to Eville for necessary action. Unquote.

Siordet, De Preux and Jaccaud came back last evening from E'ville and though I have seen neither of them as yet I know Siordet sent similar message to his HQ in Geneva.

We endorse Urquhart's suggestion.

cc: Force Commander

JP/jp