

OUTGOING CODE CABLE

PRIORITY

To : SECGEN, New York

From : GARDINER, Léo

Date : 19 MAY 62

Nº : G-603

Ref m/s'

OK/No

SECRET

REFERENCE YOUR 3606. GORGE SEEMS A LIKELY CANDIDATE. PLEASE START ARRANGEMENTS FOR HIS RELEASE BUT WILL CABLE DEFINITELY FOR HIS SERVICES MONDAY OR TUESDAY WHEN THE DISCUSSIONS GIVE AN INDICATION THAT THE PROPOSALS ARE LIKELY TO BE ACCEPTED AND IMPLEMENTED.

RG/jg

OUTGOING CLEAR CABLE

962 MAY 18 PM 6:53

O.N.U.C.

PRIORITY

UNATIONS NEWYORK

G-602

SECGEN FROM GARDINER STOP TSHOMBE AND PARTY ARRIVED LEOPOLDVILLE
1750Z 18 MAY STOP HAVE JUST RETURNED AFTER COURTESY CALL STOP FIRST
MEETING ADOULA, TSHOMBE AND MYSELF WILL TAKE PLACE TOMORROW AT
10 0'CLOCK

RKG/ln

Authorized; R. K. Gardiner

1962 MAY 18 PM 7:27

O.N.U.C.

UNATIONS NEW YORK

G-601 ^{FURTHER MY G-595} BUNCHE FROM GARDINER. REUR 3472. ~~WE AGREE WITH YOUR~~
~~DRAFT CIRCULAR ON TITLE OF ONUC AND WILL ISSUE IT AS ADMIN~~
~~CIRCULAR. HOWEVER WE HAVE AT PRESENT A CONSIDERABLE STOCK OF~~
STATIONERY SHOWING TITLE AS QUOTE UNITED NATIONS ORGANIZATION
IN THE CONGO UNQUOTE. WE ARE TAKING STEPS TO HAVE NEW SUPPLY OF
LETTERHEADS AND FORMS PRINTED ~~URGENTLY~~ WITH CORRECT TITLE AND
SUGGEST THAT IN MEANTIME WE CONTINUE TO USE UP EXISTING
STATIONERY STOCKS.

Ahmed
Gardiner

17.5.62

OUTGOING CLEAR CABLE

ROUTINE

1962 MAY 18 PM 3:18

O. N. U. C.

LEOPOLDOVILLE

18 MAY 1962

UNATIONS NEWYORK

G- 600

SEC GEN FROM GARDINER

FOLLOWING FROM ROLZ-BENNETT (ELLEO 701) QUOTE :

RE LUBILASH BRIDGE AND FERRY. " HAVE BEEN ASSURED SEVERAL TIMES BY TSHOMBE AND MUNONGO THAT WRITTEN INSTRUCTIONS UNDER PERSONAL SIGNATURE FROM TSHOMBE HAVE BEEN ISSUED TO AUTHORITIES TO FACILITATE REPAIR WORK. WAS INTRODUCED LAST WEEK TO CHIEF MUTOMBO OF KANIAMA WHO, I WAS INFORMED, HAD BEEN CALLED TO EVILLE TO RECEIVE INSTRUCTIONS WITH A VIEW TO FACILITATING REPAIR WORK. NOTWITHSTANDING THESE ASSURANCES, WE HAVE SENT TODAY SEPARATE LETTERS TO TSHOMBE INFORMING HIM OF ATTITUDE SHOWN BY PARACOMMANDO AND GENDARME REFERRED TO IN SUCCAR'S CIV 591. FIRST LETTER DEALS WITH REPAIR OF LUBILASH BRIDGE AND SECOND WITH ERECTION OF EMBARKATION QUAYS FOR REFUGEE FERRY. LETTERS WILL BE FOLLOWED UP AND SHALL KEEP YOU INFORMED OF RESULTS

OUTGOING CLEAR

1962 MAY 18 PM 2:49

O. N. U. C.
ROUTINE

To : SECGEN, New York
From : GARDINER, Leopoldville
Date : 18 May 1962
No. : G-594 599

FURTHER 0589 FOLLOWING RECEIVED FROM SUCCAR LULU QUOTE OUR WORKERS
ARE AT LUBILASH READYING THEMSELVES TO ERECT EMBARCATION QUAIS ON
BOTH SIDES TO FERRY THE REFUGEES WHOM EYE EXPECT TO ARRIVE AROUND
END MAY. WORKS MAY BE ABOUT 400 TO 500 YARDS AWAY FROM SAFRICAS
RAILWAY BRIDGE WORKS UNQUOTE

OUTGOING CODE CABLE

PRIORITY

To : SECGEN, NEW YORK

From : GARDINER, LEO

Date : 18 May 1962

No : G-598

SECRET

FOLLOWING FROM ROLZ-BENNETT (ELLEO 664) QUOTE

HAD OCCASION TO SEE YESTERDAY AFTERNOON ASSOIGNON OF UNION MINIERE AND IMPRESSED UPON HIM HOW IMPORTANT AND CRITICAL THE FORTHCOMING MEETING BETWEEN ADOULA AND TSHOMBE WOULD BE AND HOW MUCH WAS AT STAKE FOR ALL INTERESTED PARTIES INCLUDING UNION MINIERE. TOLD HIM IT WAS IN THEIR INTERESTS TO INFLUENCE TSHOMBE AND HIS KEY ADVISERS TO BE FLEXIBLE AND BE PREPARED TO MAKE THE NECESSARY CONCESSIONS TO OBTAIN AN AGREEMENT WITH LEO. STRESSED TO HIM EFFORTS BEING DONE BY UNITED NATIONS TO SOLVE KATANGESE PROBLEM BY PEACEFUL MEANS AND THE FACT THAT THIS MAY BE LAST OPPORTUNITY TO RESOLVE THE QUESTION BY SUCH PEACEFUL MEANS. ASSOIGNON SAID HE REALIZED HOW MUCH DEPENDED ON THESE TALKS AND SAID HE AGREED WITH WHAT I HAD TOLD HIM. HE WOULD DO WHATEVER HE COULD TO ADVISE TSHOMBE ALONG SUGGESTED LINES BUT SAID TSHOMBE AND OTHER MINISTERS ALLOWED THEM TO EXPRESS VIEWS ON FINANCIAL QUESTIONS BUT REFUSED CATEGORICALLY ADVISE ON ANY OTHER MATTERS FROM UNION MINIERE OFFICIALS. THERE WAS A WALL BETWEEN UNION MINIERE AND KAT AUTHORITIES ON POLITICAL MATTERS HE SAID. HE DOUBTED VERY MUCH WHETHER HE COULD SEE TSHOMBE BEFORE HIS DEPARTURE FOR LEO BUT NEVERTHELESS WOULD TRY TO DO EVERYTHING HE COULD. ASSOIGNON FURTHER SAID THAT KAT HOPES CONCERNING TERMS WHICH THEY COULD EXTRACT FROM CENTRAL GOVERNMENT HAD BEEN HEIGHTENED BY YOUR VISIT HERE BUT THAT IN THE LAST 2 DAYS THESE HOPES HAD BEEN CONSIDERABLY DAMPENED. PARA IN PASSING I ALSO MENTIONED TO ASSOIGNON LETTER WHICH UNION MINIERE SENT TO TSHOMBE WHILE IN LEO LAST TIME ON THE QUESTION OF DUTIES AND TAXES. PARA SUGGEST A NEW EFFORT BE MADE SIMULTANEOUSLY IN NEW YORK BRUSSELS LEO AND ELI TO PRESS SOCIETE GENERALE AND UNION MINIERE TO TAKE A MORE CATEGORICAL POSITION

SECRET

ON QUESTION OF PAYING TAXES TO CENTRAL GOVERNMENT AND USING
THIS AS LEVER TO INDUCE TSHOMBE INTO A MORE REASONABLE LINE.

RKG:mm

PRIORITY

18 MAY 1962

UNATIONS NEWYORK

6-597

SECGEN FROM GARDINER

1. FOLLOWING EXTRACT FROM TSHOMBE'S PRESS CONFERENCE 17 MAY : QUOTE

A PLUSIEURS REPRISES, LE MONDE NOUS A CRU PERDU, MAIS NOTRE FOI EN L'AVENIR, NOTRE DETERMINATION, NOUS ONT PERMIS DE SORTIR VICTORIEUX DES EPREUVES LES PLUS CRUELLES ET D'ABORDER AVEC UNE TOTALE CONFIANCE LA REPRISE DES ENTRETIENS AVEC NOS FRERES CONGOLAIS. LA CONFIANCE QUE VOUS M'AVEZ MANIFESTEE, N'A D'ECALE QUE CELLE QUE J'AI PLACEE EN VOUS. VOUS AVEZ REPONDU A MON APPEL ET JE VOUS REMERCIE. MAIS AUJOURD'HUI A LA VEILLE DE DECISIONS QUE NOUS VOULONS CLAIRES, DEFINITIVES ET JUSTES, JE ME PERMETTRAI DE RENOUVELER L'APPEL A L'UNION QUE J'AI LANCE IL Y A DEUX ANS. L'HEURE EST A LA RECONCILIATION COMPLETE ET ENTIERE. LES BRAS QUI N'ONT Cesse D'ETRE TENDUS VOUS RESTENT OUVERTS, XXXXXXXX
XX. IL Y A LA PLACE POUR TOUS LES HOMMES DE BONNE VOLONTE DANS LA COMMUNAUTE KATANGAISE ET MON GOUVERNEMENT ET MOI MEME SOMMES DECIDES PLUS QUE JAMAIS A FAIRE REGNER L'ORDRE, LA JUSTICE, ET LE RESPECT DES DROITS LES PLUS SACRES DE LA PERSONNE HUMAINE. VOUS TOUS, KATANGAIS, QUI M'ECOUTEZ, OUBLIONS CE QUI NOUS DIVISE, OUBLIONS NOS QUERELLES, TOURNONS NOUS RESOLUMENT VERS L'AVENIR. AVEC L'AIDE DE LA PROVIDENCE IL SERA TEL QUE NOUS LE FERONS. UNQUOTE.

2. M. MUNONGO THEN DECLARED TO THE PRESS : QUOTE

JE PENSE QUE CETTE FOIS CI, SI LES MEMBRES DU GOUVERNEMENT CENTRAL ET M. ADDULA, PREMIER MINISTRE CONGOLAIS MONTRENT LA MEME BONNE VOLONTE QUE NOUS, NOUS TROUVERONS UNE SOLUTION A LEOPOLDVILLE. NOUS AVONS LE SENTIMENT QUE NOUS TOUCHERONS ~~UNE~~ AU BUT GRACE A M. GARDINER, CHEF DE L'ONU AU CONGO ET AUX HOMMES COMME LUI QUI ONT ENFIN COMPRIS LA SITUATION TRAGIQUE DANS LAQUELLE SE DEBATTENT LES POPULATIONS DE L'EX-CONGO/BELGE. MAINTENANT QUE LES NATIONS-UNIES SONT RENTREES DANS LEUR ROLE DE MEDIATEUR ET DE CONCILIATEURS NOUS POUVONS ESPERER EN L'AVENIR. UNQUOTE.

OUTGOING CLEAR CABLE

PRIORITY

LEOPOLDVILLE

1962 MAY 18 AM 8:41

O.N.U.C.

18 May 1962

UNATIONS, NEWYORK

G- 59¹/₆

SECGEN from GARDINER

QUOTE

FOLLOWING RECEIVED FROM TSHOMBE YESTERDAY: 1)/SR/341/MV. ELISABETHVILLE LE 16 MAI 1962. MONSIEUR LE CHARGE DE MISSION, J'AI L'HONNEUR D'ACCUSER RECEPTION DE VOTRE LETTRE DU 14 MAI 1962 AINSI QUE DES PROJETS DE COMMUNIQUE ET DU COMITE NATIONAL DE RECONCILIATION. JE DOIS VOUS AVOUER QUE LE CONTENU DE CES DIVERS DOCUMENTS M'A BEAUCOUP ETONNE. LE GOUVERNEMENT KATANGAIS, AVEC VOTRE COLLABORATION, AVAIT PRESENTE UN PROJET DE CONCLUSIONS QUI, A MON AVIS, RESOLVAIT LES DEUX POINTS ESSENTIELS D'UNE RECONCILIATION ENTRE LES CONGOLAIS, A SAVOIR: DETERMINER LE BUT FINAL VERS LEQUEL NOUS DEVIONS TENDRE ET CONCLURE DES ACCORDS QUI REGLENT NOS RAPPORTS AVEC LEOPOLDVILLE DANS L'ATTENTE DE LA MISE EN APPLICATION DE LA FUTURE CONSTITUTION. LA NOUVELLE MANIERE D'ABORDER UNE REFERENCE, MEME MINIME, A LA FUTURE CONSTITUTION DU CONGO, AUX ENGAGEMENTS QUE POURRAIENT PRENDRE LES AUTORITES DU GOUVERNEMENT DE LEOPOLDVILLE A CE SUJET, EN SOMME, UNE DEFINITION, FUT-ELLE VAGUE, DES PRINCIPES QUI REGIRONT LE FUTUR STATUT DU CONGO. JE CROIS QUE VOUS NE ME CONTREDIREZ PAS LORSQUE J'AFFIRME QUE LE KATANGA NE PEUT CONCLURE DES ACCORDS QUE S'IL VOIT, PLUS OU MOINS CLAIREMENT, OU CEUX-CI LE MENERONT. OUTRE LE MANQUE DE PRECISION SUR LES BUTS DERNIERS DE NOTRE ENTREPRISE, ET CECI EST PLUS GRAVE, LES PROJETS QUE VOUS NOUS SOUMETTEZ N'ABORDENT PAS CONCRETEMENT NOS RAPPORTS DANS L'AVENIR IMMEDIAT. LE PROJET PARLE D'UNE CONSTITUTION QUE LE GOUVERNEMENT DE LEOPOLDVILLE A JURE DE RESPECTER ET DANS LE CADRE DE LAQUELLE LES ACCORDS SERONT PRIS. JE NE PUIS QUE CONCLURE QU'EN VERTU

DE CES ACCORDS DONC LE KATANGA EST IMMEDIATEMENT SOUMIS A LA LOI FONDAMENTALE DU 19 MAI 1960. JE SUIS D'AUTANT PLUS FONDE A LE CROIRE QUE JE M'Y RECONNAIS COMME PRESIDENT DE LA PROVINCE DU KATANGA. QUANT AU COMITE DONT ON PROJETTE L'ETABLISSEMENT, PRENDRA-T-IL LES DECISIONS QUI NOUS LIENT OU SES RESOLUTIONS NOUS SERONT-ELLES SOUMISES POUR DISCUSSIONS ET APPROBATION? DURANT LA PERIODE OU SE POURSUIVRONT LES TRAVAUX DU COMITE, LE KATANGA MAINTIENDRA-T-IL SON STATU QUO? CE SONT LA DES QUESTIONS QUI SONT PASSES SOUS SILENCE ET QUE JE RELEVES A TITRE EXEMPLATIF. ELLES DOIVENT ETRE CLAIEMENT RESOLUES, CAR TOUTE AMBIGUITE A LEUR SUJET NE PEUT QUE MENER A DE NOUVEAUX CONFLITS. JE VOUS PRIE DE M'EXCUSER SI JE NE REPETE, MAIS JE NE LE DIRAI JAMAIS ASSEZ, LE KATANGA ENTEND ARRIVER A UNE VERITABLE RECONCILIATION PAR DES ACCORDS CONCRETS. JE NE SUIS PAS CONTRE LA NOUVELLE MANIERE D'ABORDER LE PROBLEME QUE VOUS PRECONISEZ MAIS JE REGRETTE QU'APRES LES LONGUES HEURES DE TRAVAIL QUE NOUS AVONS EUES, TOUT SOIT REMIS EN QUESTION POUR DES RAISONS QUE J'IGNORE. JE REGRETTE ENCORE DAVANTAGE QUE CE SOIT PRATIQUEMENT A LA VEILLE DE MON DEPART POUR LEOPOLDVILLE QUE VOTRE LETTRE M'ARRIVE. LE PROJET DE COMMUNIQUE QUE VOUS SOUMETTEZ (SANS PARLER DU COMITE DE RECONCILIATION) SOULEVE TANT DE NOUVEAUX PROBLEMES, QUE MON GOUVERNEMENT EUT SOUHAITE POUVOIR LES ETUDIER SANS PRECIPITATION. J'ESPERE QUE LORS DE MON SEJOUR A LEOPOLDVILLE, NOUS POURRONS DISCUTER IMMEDIATEMENT DE CES CHOSSES ET CELA A NOTRE AISE, ET LES PROBLEMES CONCRETS CITES CI-DESSUS, ETANT RESOLUS, NOUS POURRONS PUBLIER UN COMMUNIQUE QUI, NON SEULEMENT SATISFERA LES DIFFERENTES PARTIES, MAIS QUI CONSTITUE UN VERITABLE PAS EN AVANT DANS LA MARCHÉ DES PEUPLES AFRICAINS VERS UN DESTIN PAISIBLE ET HEUREUX. SALUTATIONS. LE PRESIDENT DU KATANGA. MOISE TSHOMBE. UNQUOTE

2) QUOTE SR/542/MCPH ELISABETHVILLE, LE 16 MAI 1962. MONSIEUR LE CHARGE DE MISSION, SUITE A VOTRE DEMANDE CONCERNANT LA REUNION DE SAMEDI 19 MAI 1962, JE VOUS MARQUE MON ACCORD DE PRINCIPE, MAIS JE DEVRAIS AVOIR RECU PREALABLEMENT UNE REPONSE A MA LETTRE NO 541 DU 16 MAI 1962. JE PROFITE DE LA PRESENTE ETC. SALUTATION. LE PRESIDENT DU KATANGA, MOISE TSHOMBE. UNQUOTE

OUTGOING CLEAR

1962 MAY 18 PM 2:19

O.N.U.C.

ROUTINE

To : BUNCHE, New York
From : GARDINER, Leopoldville
Date : 18 May 1962
No. : G-595

OBSERVATION ACCEPTED.
XXXXXX
YOUR 3472 AGREED. ADMINISTRATIVE INSTRUCTION TO THIS EFFECT BEING
ISSUED HERE

OUTGOING CLEAR

1962 MAY 18 AM 9:16

PRIORITY

O.N.U.C.

LEOPOLDVILLE
18 MAY 1962

UNATIONS NEWYORK

G- 594

SEC GEN FROM GARDINER

FOLLOWING PRESS STATEMENT MADE BY ADOULA : QUOTE

TSHOMBE EST PARTI LE 19 AVRIL EN PROMETTANT D'ETRE AU RENDEZ-VOUS QUE NOUS NOUS SOMMES FIXES LORS DE NOTRE DERNIER ENTRETEN. DEPUIS, 4 SEMAINES SE SONT PASSEES ET TSHOMBE PROMET TOUJOURS DE REVENIR. QUANT AU CONTENU DES CONVERSATIONS, COMME VOUS LE SAVEZ, LE MEMORANDUM DU GOUVERNEMENT CENTRAL FIXE UNE FOIS POUR TOUTES NOTRE POSITION DEFINITIVE - NOUS Y AVONS DELIMITE LES GRANDES STRUCTURES DE LA NOUVELLE CONSTITUTION, LE PARTAGE DES COMPETENCES ENTRE GOUVERNEMENTS PROVINCIAUX ET LE POUVOIR CENTRAL. NOUS AVONS DONNE TOUTES LES GARANTIES QUI ASSURENT AUX PROVINCES UNE AUTONOMIE REELLE ET SAUVEGARDE EN MEME TEMPS L'UNITE ET LA SOUVERAINETE DU PAYS. LES NATIONS UNIES ET LE MONDE ENTIER PEUVENT JUGER DE LA MODERATION ET LA SAGESSE DE NOTRE POSITION. PARA. NOUS AVONS DE NOTRE COTE LE DROIT, LA LEGALITE, LA LOGIQUE ET SI CELA NE SUFFIT PAS A REGLER LA SECESSION KATANGAISE LE MONDE AURA ETE TEMOIN QUE NOUS AVONS EMPLOYE TOUS LES MOYENS PACIFIQUES. PARA/ JE PENSE TOUTEFOIS QUE LE REGLEMENT DU PROBLEME KATANGAIS DEPEND PLUS D'ELEMENTS ETRANGERS QUE DES KATANGAIS EUX-MEMES. JE VOUS EN PARLERAI DANS QUELQUES JOURS. UNQUOTE.

RG/jg

OUTGOING CLEAR

1962 MAY 18 AM 8:41 PRIORITY
O.N.U.C.

LEOPOLOVILLE
18 MAY 1962

UNATIONS NEW YORK

G- 593

SEC GEN FROM GARDINER

FOLLOWING ARE EXTRACTS FROM TSHOMBE'S PRESS CONFERENCE 17 MAY : QUOTE

AUJOURD'HUI, LE PRESIDENT KATANGAIS A TENU A ELISABETHVILLE, UNE CONFERENCE DE PRESSE, POUR EXPLIQUER LA POSITION DU KATANGA DANS LES NOUVEAUX POURPARLERS QUI VONT S'ENGAGER AVEC LE GOUVERNEMENT CENTRAL CONGOLAIS. "CE N'EST PAS L'INTERET DU KATANGA QUI M'IMPOSE AUJOURD'HUI LE VOYAGE QUE JE VAIS ENTREPRENDRE A LEOPOLOVILLE", A DECLARE LE PRESIDENT TSHOMBE. JE SUIS CONVAINCU, A-T-IL POURSUIVI, QUE NOTRE POSITION N'A JAMAIS ETE PLUS FORTE, ET QUE L'ABANDON DE SOUVERAINETE QUE NOUS SOMMES PRETS A CONCEDER AUX GENS DE LEOPOLOVILLE N'AURA JAMAIS ETE AUTANT QU'AUJOURD'HUI, UN ABANDON DE SOUVERAINETE AU SENS PLEIN DU MOT. POURTANT LES KATANGAIS SONT RESOLUS A FRANCHIR LE PAS PARCEQU'ILS SE SENTENT AFRICAINS ET PARCEQU'ILS SAVENT QUE NOTRE UNION AVEC NOS FRERES DU CONGO EST UNE ETAPE DIFFICILE A FRANCHIR, MAIS UTILE. J'INSISTE, UTILE ET NON PAS NECESSAIRE, VERS L'UNITE DE L'AFRIQUE NOIRE. C'EST CONSCIENT DE CETTE REALITE QUE JE ME REND A LEOPOLOVILLE. PAR APRES AVOIR EVOQUE LES SOUFFRANCES ENDUREES PAR LE PEUPLE KATANGAIS DU FAIT DE CERTAINS RESPONSABLES DES NATIONS UNIES L'ANNEE DERNIERE, M. TSHOMBE S'EST FELICITE DE CE QUE LEUR REMPLACANT AIT MIEUX COMPRIS LE PROBLEME. REVENANT SUR SES RELATIONS AVEC LE GOUVERNEMENT CENTRAL CONGOLAIS, M. TSHOMBE S'EST DECLARE DECU DES PRECEDENTES CONVERSATIONS QU'IL AVAIT EUES AVEC LE PREMIER MINISTRE, M. ADOULA. UNQUOTE.

RG/jg

OUTGOING CODE CABLE

SECRET

PRIORITY

ok
for

TO: BUNCHE, New York
FROM: GARDINER, Leopoldville
DATE: 17 May 1962
NUMBER: G- 592.

L. M. M. M. M.

RE JULIAN.

1. FOLLOWING LETTER RECEIVED FROM ADOULA IN REPLY TO OURS OF 9 MAY (OUR G-557 AND YOUR 3320):

QUOTE.No.2449/62 - 17 MAI 1962. MONSIEUR LE CHARGE DE MISSION, J'AI L'HONNEUR D'ACCUSER RECEPTION DE VOTRE LETTRE GVT/354/62 ET JE VOUS REMERCIE POUR LES RENSEIGNEMENTS QUE VOUS AVEZ BIEN VOULU ME COMMUNIQUER. PARA. SANS PREJUGER DE LA DECISION QUE LE GOUVERNEMENT PRENDRA A L'ENDROIT DE M. JULIAN, ET AFIN DE MIEUX L'ECLAIRER SUR LES MOBILES DES ACTIVITES DE L'INTERESSE, JE VOUS SAURAI GRE DE ME TRANSMETTRE DE TOUTE URGENCE: PRIMO LES INTERROGATOIRES ENREGISTRES SUR BANDES QU'A SUBIS LEDIT JULIAN, SECONDO LES MEMES INTERROGATOIRES ECRITS, TERTIO LES ORIGINAUX DES DOCUMENTS OU LES PHOTOCOPIES LISIBLES SAISIS AU MOMENT DE L'ARRESTATION DE L'INTERESSE, (FACTURES, LISTES DES FOURNISSEURS, CORRESPONDANCES AVEC LES AUTORITES KATANGAISES, ETC..), QUARTO LES PIECES A CONVICTION QUI ETAIENT EN SA POSSESSION AU MOMENT DE L'ARRESTATION TELLES QUE MENTIONNEES DANS VOTRE LETTRE DU 9 MAI, A SAVOIR: UN PISTOLET AUTOMATIQUE No. 108004, DEUX PISTOLETS AUTOMATIQUES INCRUSTES D'ARGENT TYPE RENAISSANCE Nos. 96699 ET 109553, QUATRE CENTS CARTOUCHES 9 MM FN, UNE MITRAILLETTE FN, MARQUE VIGNERON No. 0 73187. PARA. JE VOUS PRIE D'AGREER, MONSIEUR LE CHARGE DE MISSION, L'ASSURANCE DE MA HAUTE CONSIDERATION. LE PREMIER MINISTRE, CYRILLE ADOULA. UNQUOTE.

2. PROPOSE SEND FOLLOWING REPLY:

QUOTE. MONSIEUR LE PREMIER MINISTRE, J'AI L'HONNEUR D'ACCUSER RECEPTION DE VOTRE LETTRE NO. 2449/62 DU 17 MAI 1962 PAR LAQUELLE VOUS NOUS DEMANDEZ DE VOUS TRANSMETTRE LES INTERROGATOIRES DE M. JULIAN, AINSI QUE LES DOCUMENTS ET PIECES A CONVICTION TROUVES EN SA POSSESSION, SANS PREJUGER LA DECISION QUE LE GOUVERNEMENT CENTRAL PRENDRA A SON ENDROIT. PARA. A CET EGARD, JE ME PERMETS D'APPELER VOTRE ATTENTION SUR LES QUESTIONS SOULEVEES DANS LES TROIS DERNIERS PARAGRAPHERS DE MA LETTRE GVT/354/62, QUE JE VOUS AI ADRESSEE LE 9 MAI. TOUT EN PRENANT BONNE NOTE DE VOTRE DEMANDE, JE VOUS SERAIS TOUTEFOIS TRES RECONNAISSANT DE BIEN VOULOIR NOUS FAIRE CONNAITRE LES INTENTIONS DU GOUVERNEMENT CENTRAL CONCERNANT L'EVENTUALITE DE POURSUITES JUDICIAIRES CONTRE M. JULIAN OU D'UNE MESURE D'EXPULSION A SON EGARD. PARA. LA RETENTION PAR LES NATIONS UNIES DES DOCUMENTS ET PIECES CONCERNANT M. JULIAN EST JUSTIFIEE PAR LE FAIT QUE LES DISPOSITIONS DES RESOLUTIONS DU CONSEIL DE SECURITE N'ONT PAS ENCORE ETE EXECUTEES A SON EGARD. NOUS ESTIMONS DONC QU'EN CE QUI CONCERNE LA QUESTION DE LA TRANSMISSION DE CES DOCUMENTS ET PIECES AUX AUTORITES COMPETENTES, IL EST NECESSAIRE TOUT D'ABORD DE NOUS ASSURER DE L'EXECUTION DE NOS PROPRES OBLIGATIONS. PARA. SALUTATIONS. UNQUOTE. GRATEFUL YOUR EARLIEST REACTIONS TO DRAFT REPLY.

3. ASSUME THAT^(a) WE SHOULD NOT PART WITH DOCUMENTS AND EXHIBITS RE JULIAN BEFORE EXECUTION OUR OBLIGATIONS UNDER SECCO RESOLUTION TO EVACUATE HIM UNLESS FOR PURPOSE LEGAL PROCEEDINGS^(b) BEFORE COMPETENT JUDICIARY WITH DUE PROCESS; (b) IF ACCEPTABLE ASSURANCE GIVEN BY GOVERNMENT RE EXPULSION OR TRIAL MAY TRANSMIT DOCUMENTS AND EVIDENCE OTHER THAN RECORD OF OUR OWN INTERROGATIONS; (c) CONCERNING RECORD OF OUR OWN INTERROGATIONS PREPARED

WITHOUT LEGAL FORMALITIES SOLELY FOR PURPOSE SECCO RESOLUTIONS UNDERSTAND THIS SHOULD NOT BE TRANSMITTED. PARA. SINCE CENTRAL GOVERNMENT IS NOW PRESSING FOR LETTER WITHOUT INDICATING WHAT STEPS THEY INTEND TO TAKE RE JULIAN AND WITH POSSIBILITY THAT RECORD MAY BE USED FOR PURELY POLITICAL PURPOSES (SEE G-557), GRATEFUL YOUR DECISION ON WHETHER AND HOW FAR TO RESIST. IN YOUR 3320 YOU INDICATED OUR OWN INTERROGATION RECORD NOT TO BE HANDED OVER WHILE IN YOUR 3324, PARA ONE, YOU STATED THAT UN PROCEEDINGS AND INTERROGATION MAY BE MADE AVAILABLE TO CONGOLESE AUTHORITIES. WOULD APPRECIATE CLARIFICATION THIS POINT.

OUTGOING CODE CABLE

Drafted by:
F.W. Tooby

591
mr
ms
ft

To : SECGEN, New York
From : GARDINER, Leopoldville RUC 17/5
Date : 17 May 1962
No. : ~~3443~~ G 591

Reference your 3539

My intention is to clear the camp in the shortest possible time by maximum utilization of every means of transport that can be turned on to the task. Am therefore pressing on with Lubilash ferry project and hope additionally to have use of United States Globemasters requested in my G575. If necessary for handling larger movement of refugees I shall temporarily transfer ONUC staff from other duties.

As regards airlift by ONUC aircraft am starting these from Kamina rather than from Elisabethville because cost is thereby halved and because trains to Kamina can be loaded at campside thus avoiding difficulties of transporting refugees from camp to Elisabethville airfield.

SECRET

OUTGOING CODE CABLE

PRIORITY

ok
faw

TO: SECGEN, New York
FROM: GARDINER, Leopoldville
DATE: 17 MAY 1962
NUMBER: G- 590

ref 17/5

FURTHER MY G-582 FOLLOWING FROM HOLZ-BENNETT, E'VILLE
(ELLEO 692): QUOTE

YOUR EV 628 INTERROGATION OF JULIAN ON 19 AND 21 APRIL WAS CONDUCTED IN PRESENCE OF EITHER UNISTATES CONSUL LEWIS HOFFACKER OR UNISTATES VICE CONSUL TERRY MACNAMARA WHO ON BOTH OCCASIONS STAYED THROUGHOUT. INTERROGATION WAS CONDUCTED IN AN ENTIRELY CORRECT AND NORMAL MANNER AND ANY SUGGESTION TO THE CONTRARY IS WITHOUT ANY FOUNDATION WHATSOEVER. EYE APPROACHED HOFFACKER REQUESTING HIM FOR A STATEMENT AS REBUTTAL OF ALLEGATION TO BE TRANSMITTED TO NEW YORK AND HE IS PREPARED TO GIVE IT IN ACCORDANCE WITH REPORTS ON INTERROGATION HE ALREADY FORWARDED TO UNISTATES EMBASSY IN LEO AND UNISTATES MISSION TO UNATIONS. HOWEVER BEFORE GIVING US THE STATEMENT HE WILL HAVE TO REQUEST AUTHORIZATION FROM STATE DEPARTMENT.

WILL FORWARD STATEMENT AS SOON AS RECEIVED FROM HOFFACKER.

UNQUOTE

RKG/ln

OUTGOING CLEAR CABLE

1962 MAY 16 AM 11:14

O.N.U.C.

ROUTINE

LEOPOLDVILLE

16 MAY 1962

UNATIONS, NEW YORK

G-589

To SECGEN from GARDINER

- I. FOLLOWING EXCHANGE OF CABLES ON 15 MAY: PACKHAM FROM GARDINER (LU-129) QUOTE IT IS REPORTED FROM ANC HEADQUARTERS THAT GENERAL MOBUTU EXPECTS TO BE IN BAKWANGA ON THE 20TH. PLEASE CHECK ON THIS INFORMATION AND IF POSSIBLE PREPARE THE GROUND TO MAKE THE VISIT FRUITFUL AND OF PERMANENT VALUE. IT COULD MAKE A VITAL CONTRIBUTION TO THE SOLUTION OF CURRENT PROBLEMS UNQUOTE. PACKHAM REPLY (CIV 592) QUOTE YOUR LU 129 VISIT OF GENERAL MOBUTU TO BAKWANGA MAY 20 WAS ALREADY KNOWN HERE AND BRIGADIER LEWIS AND I HAVE DISCUSSED WITH BAKWANGA AUTHORITIES AND DINANGE AND ALSO WITH COLONEL NASIALA. THERE IS REASON TO HOPE THE VISIT WILL BE VALUABLE. UNQUOTE
- II. FOLLOWING FROM SUCCAR (CIV 591 - INFO ROLZ-BENNETT) QUOTE LUBILASH BRIDGE:
1. LEFT TODAY TO LUBILASH BY HELICOPTER WITH YEARNAX OF BCK AND BOYER OF ONUC ENGINEERING.
 2. LANDED ON KASAI SIDE OF RIVER WHERE SAFRICAS AGENTS WERE WORKING. THEY HAD CLEARED THE BUSH ALL AROUND THE KASAI BANK AND WERE READY TO CROSS OVER TO KATANGA SIDE TO CONTINUE THEIR^{WORK}. THEY WERE REFUSED PERMISSION BY 2 KATANGESE ONE IN A PARA COMMANDO BATTLE DRESS, THE OTHER A GENDARME.
 3. YEARNAX TALKED OVER WITH BCK PEOPLE WHO CAME FROM KAMINA.

THEY SAID THEY GOT PERMISSION FROM KATANGESE AUTHORITIES TO HAVE THEIR
BCK WORKERS CROSS OVER FROM KASAI BUT THAT LOCAL CHIEF MUTOMBO OF
KANIAMA WAS NOT IN TOWN TO GIVE HIS ORDERS TO THE MILITARY AND THEY EXPECTED
TO GET THIS PERMISSION FRIDAY. 4. EYE TALKED OVER WITH THE TWO SOLDIERS AND
THEY TOLD ME THAT THEY HAVE RECEIVED NO INSTRUCTIONS REGARDING THE PERMISSION
FOR UNITED NATIONS WORKERS TO CROSS OVER TO BUILD THE EMBARCATION QUAI. SO
SUGGEST THAT ROLZ-BENNETT SHOULD GET WRITTEN PERMISSION TO THIS EFFECT AND
SEND US A COPY SO THAT EYE CAN SHOW IT TO THE MILITARY ON MY NEXT TRIP.
SOLDIERS WERE FRIENDLY BUT FIRM AGAINST OUR HELICOPTER LANDING IN KATANGA.
UNQUOTE

RKG:mm

Outgoing Code

Routine

To : SecGen
From : Gardiner, Kebedde, Ryg and Ahmed
Date : 15 May 1962
No : G- 588

Ok Sec/12 on 15/5

SECRET

Present charter contracts for aircrafts provide ONUC with following fleet. Sabena - 7 DC4s, InterOcean - 5 DC4s, Transair - 1 DC6 and 3 C46s, Panama had been providing us with 6 aircraft, 4 DC4s and 2 C46s, until we ceased using them recently. In addition about 6 C119s have been operational though their usefulness both for carrying vehicles and freight has recently been considerably less as compared with their past performance. In summary we have had available under contractual arrangements 16 DC4s and 5 C46s of which latter will be increased to 7 when Transair provides additional two planes now under negotiation by you. With the reduction of 6 Panama aircrafts the total available charter fleet will be 12 DC4s and 5 C46s.

We have examined our aircraft requirements for the balance of the year in the light of the following factors:

(a) Surface Transport

(i) barge and rail transport is available up to Luluabourg but a serious shortage of wagons exists and cold storage wagons are not available on this route;

(ii) surface transport does not exist between Luluabourg, Kamina, Albertville and Elisabethville but it may be opened when the rail bridge over Lubilash is rebuilt and broken rail connections in North Katanga area are restored. This may take several months;

(iii) limited surface transport by barge is now available to Stanleyville and Kindu but cold storage facilities are not quite satisfactory. Moreover, due to — inundations, there have been two interruptions of barge traffic on the river, one lasting for nearly three months and the other for three weeks during the last six months.

SECRET

(b) Other factors

(i) we have considered that at least 75 percent of food supplies for troops in Elisabethville and 100 percent of supplies for troops in Albertville, excluding fresh foods in the latter case, can be supplied by surface through Rhodesia and Dar respectively;

(ii) we have reckoned that refugees from Elisabethville camp proceeding towards Kasai will be transported entirely by train and barge after the arrangements for transport by barge across river Lubilash which are now being made are completed in about two or three weeks time;

(iii) rotation of ONUC forces on completion of terms of duty will not normally be undertaken by ONUC charter planes;

(iv) transport of refugees from Elisabethville camp to North Katanga area will be arranged by train up to Kamina and by air to Albertville to the extent possible until rail connections between Kamina and Albertville are restored.

On the above basis our requirements for aircrafts are as follows: DC4s - 10, C46s - 4, DC6 - 1, vehicle carrying aircraft - 2, Total 17. C119s to be phased out.

With this fleet we estimate that normal logistical requirements of ONUC including internal troop movements can be met. We also hope that by according suitable priorities we can meet emergency requirements such as for transportation of essential supplies for civilian population on full or part payment basis as hitherto and of small groups of displaced persons for which demands are often made upon us. We may also find it possible under certain conditions to make some aircraft capacity available for rotation of troops outside Congo.

As regards contractual arrangements we propose that the services of Sabena, Interocean and Transair continue to be used. We have for some time been under pressure from Congolese Government for making

SECRET

- 3 -

use of services of Air Congo as an aid to national economy. In this connection the Monetary Council has recently advised us that it is prepared to make an exception in the case of Air Congo for payment of charges in foreign currencies for any aircrafts chartered by ONUC from them. The Minister of Foreign Affairs has personally represented the case of Air Congo to Khiary and Ahmed on the ground that chartering of planes by ONUC from Air Congo would enable the national air company to augment its fleet of aircrafts of which it is at present extremely short and has been running some 100 services behind schedule. The present foreign exchange position of Congolese Government does not permit them to allocate funds for buying additional aircrafts for Air Congo. Chartering of aircrafts from Air Congo by ONUC will enable them to do so. For these reasons we consider that Air Congo be allowed to share a part of ONUC charter fleet. The Air Commander, although reluctant to add another charter agency to ONUC fleet, is, however, willing to deal with the extra operational problems involved if this arrangement serves the interest of the United Nations.

Based on above we propose that the arrangements for charter be made as follows: Sabena - 3 DC4s, InterOcean - 4 DC4s, Air Congo 3 DC4s, Transair - 4 C46s and 1 DC6. In addition we propose that two vehicles carrying aircraft be also chartered from one of the above three international companies. They have informally expressed their interest in providing such aircrafts but have stated that they would have difficulty in undertaking contract of less than 12 months duration. We have advised them to submit their proposals to you for consideration.

In addition to firm charter arrangements proposed above we recommend that Sabena and InterOcean be required to provide on standby basis without guarantee two DC4s each, Air Congo, 1 DC4, and Transair 1 C46. These standby arrangements are necessary not only for providing required flexibility but also to enable charter companies to make arrangements for proper servicing of guaranteed aircrafts.

. . . 4

SECRET

We propose that contractual arrangements with charter companies be made along lines of existing agreements for a period of six months with the stipulation that the contract may be cancelled at one month's notice. We hope that a six months contract would enable you to seek some downward revision in the flight-hour rates and especially for rotation flights where longer flights into good field are involved such as Luluabourg - Lagos return for forthcoming Nigerian rotation.

In addition to the above the C47 squadron should be maintained with 13 aircrafts already proposed and that 4 aircrafts be disposed of by sale, as soon as possible.

Finally we would like to point out that with the above plan it would not be possible to reintroduce Air Panama in the ONUC fleet. Air Panama have made renewed approaches here and we understand that they are making approaches to you.

cc: Air Commander
Chief Logistics Officer
Chief Procurement Officer

OUTGOING CLEAR CABLE

PRIORITY

ONUC LEOPOLDVILLE

15 MAY 1962

UNATIONS NEWYORK

G-587

SECGEN FROM GARDINER

FOLLOWING SENT TO ROLZ-BENNETT FOR MUNONGO : QUOTE

JE TROUVE TRES ENCOURAGEANT ^{VOTRE} ~~SON~~ GESTE, QUI EST CONFORME A LA PROMESSE
QU'IL M'A FAITE PENDANT MA VISITE. J'ESPERE QUE CELA EST UNE INDICATION DE LA
COOPERATION QUI SERA RENFORCEE LORSQUE LE PRESIDENT ARRIVERA ICI POUR LES
NEGOCIATIONS. SALUTATIONS, ETC. UNQUOTE.

RG/jg

OUTGOING CLEAR CABLE

1962 MAY 15 PM 5:05 ROUTINE

O.N.U.C.

LEOPOLDVILLE

15 May 1962

UNATIONS NEWYORK

G-586

SEC GEN from GARDINER

FOLLOWING FROM ROLZ-BENNETT (ELLEO 688) TEXT OF THE POLITICAL AMNESTY
ISSUED BY MINISTER OF INTERIOR MUNONGO QUOTE ARRETE MINISTERIEL ~~NO 304~~
NO 304-103 du 4 MAI 1962. NOUS, MINISTRE DE L'INTERIEUR DU KATANGA: VU LA
CONSTITUTION DE L'ETAT DU KATANGA; VU LE DECRET DU 20 OCTOBRE 1959, SUR
L'ETAT D'EXCEPTION VU L'ARRETE NO 101-98 DU 11 JUILLET 1960 DECLARANT L'ETAT
D'EXCEPTION DANS L'ETAT DU KATANGA ET L'ARRETE NO 111-107 DU 31 JUILLET 1960
PORTANT MESURES D'EXECUTION; EU EGARD AU DESIR DU GOUVERNEMENT DU KATANGA DE
PROMOUVOIR, PAR UN GESTE DE CLEMENCE, LA CONCORDE PARMI LES POPULATIONS
CONGOLAISES; ARRETONS; ARTICLE UN TOUS LES DETENUS POLITIQUES ACTUELLEMENT
ENCORE INTERNES AU KATANGA PAR APPLICATION DU DECRET DU 20 OCTOBRE 1959 SUR
L'ETAT D'EXCEPTION SONT LIBERES A DATER DU 12 MAI 1962. TOUTEFOIS, LES PERSONNES
POURSUIVIES OU RECHERCHES EN VERTU DES DISPOSITIONS DU CODE PENAL SERONT MISES
A LA DISPOSITION DES MAGISTRATS INSTRUCTEURS. ARTICLE DEUX LE PRESENT ARRETE
VAUT MANDAT D'ELARGISSEMENT SAUF A L'EGARD DES PERSONNES VISEES A L'ALINEA 2
DE L'ARTICLE PREMIER. ARTICLE TROIS MM. LES GARDIENS DE PRISON ET LES CHEFS
DES CENTRES O.R.D.P. SONT CHARGES DE L'EXECUTION DU DECRET. ELISABETHVILLE
LE 4 MAI 1962, LE MINISTRE DE L'INTERIEUR, G. MUNONGO. UNQUOTE

OUTGOING CODE CABLE

PRIORITY

ok/sal

TO : SECGEN, NEW YORK
FROM : GARDINER, Léopoldville
DATE : 15 May 1962
No : G- 585 .

Ref 15/5

SECRET

FOLLOWING FROM PACKHAM FOR YOUR INFORMATION (CIV 587) : QUOTE .
CHEFS COUTUMIERS HAVE HELD A QUOTE PARLEMENT UNQUOTE IN BAKWANGA FOR
FOUR DAYS AND DECIDED TO DISAVOW PROVINCIAL COUNCILLORS OF OPPOSITION AS
THEIR REPRESENTATIVES. THEY MADE KAZADI AND OTHER MINISTERS SWEAR CUSTOMARY
FIDELITY QUOTE TO THE PEOPLE UNQUOTE BAKWANGA REMAINS CALM BUT MINISTERS
ARE UNDOUBTEDLY WORRIED ABOUT ATTITUDE OF CHIEFS AND SAY THEY CANNOT NOW
NEGOTIATE WITH OPPOSITION PROVINCIAL COUNCILLORS WHO WOULD REGARD SUCH
ACTION AS TREACHERY. NGANDU PAUL AND MUKONKOLE LOUIS ACCOMPANIED BY TWO
CUSTOMARY CHIEFS LEFT FOR LEO MAY 13 TO RESUME CONVERSATIONS WITH CENTRAL
GOVERNMENT AUTHORITIES AND HOPE TO CONTACT YOU. THIER ADDRESS IS C/O
TSHISEKEDI ETIENNE AT ECOLE QUOTE ENDA UNQUOTE KANKONDE SAYS KAMITATU
PROMISED TO SUPPLY 300 NATIONAL FLAGS AND ASKS IF WE COULD TRANSPORT THESE
TO BAKWANGA BY ONUC AIRCRAFT KANKONDE HAS TOLD ME PRIVATELY THAT HE HAD
THOUGHT A SETTLEMENT POSSIBLE BEFORE RETURN OF MULOPWE BUT THAT NOW
IN VIEW OF ATTITUDE OF CUSTOMARY CHIEFS HE DOES NOT REPEAT NOT SEE SUCH
POSSIBILITY EXCEPT AFTER HIS RETURN. MEMORANDUM FROM CHIEFS AND REPORT
FROM MYSELF BEING POUCHED . UNQUOTE .

OUTGOING CODE CABLE

PRIORITY

ok/val

To : SECGEN, New York

From : GARDINER, Léo

Date : 15 MAY 62

RD 15/5

Nº : G-584

SECRET

FOLLOWING FROM GUSSING, EVILLE (REFEL 184) QUOTE :

HERE REPORT COVERING PERIOD 7-13 MAY INCLUSIVE.

TRAINS LEFT ELI FOR KAMINA ON 8 AND 12 MAY CARRYING 864 AND 1456 OR TOTALLY 2320 REFUGEES BELONGING TO LULUA TRIBE. FROM KAMINA THE FIRST ECHELON OF 864 REFUGEES HAVE BEEN TRANSPORTED TO LULUABOURG BY ONUC AIRPLANES. TRANSPORT OF SECOND ECHELON OF 1456 REFUGEES FROM KAMINA TO LULUABOURG WILL COMMENCE MONDAY 14 MAY. FROM LULUABOURG REFUGEES WILL BE TRANSPORTED TO THEIR VILLAGES OF ORIGIN BY ONUC. TRANSPORTS HAVE SO FAR WORKED WELL AND WITHOUT INCIDENTS, ALTHOUGH LAST TRANSPORT DELAYED BY ENGINE TROUBLE. EACH TRAIN GUARDED BY 200 INDIAN SOLDIERS AND 4 GENDARMERIE OFFICERS. THIRD AND FOURTH TRANSPORTS SCHEDULED FOR 16 AND 19 MAY. ACCORDING OUR ESTIMATES REPATRIATION OF LULUAS WOULD THEN BE COMPLETED AND POSSIBLY PART OF SOME SMALLER TRIBES WHICH COULD ALSO BE SENT TO LULUABOURG. WE WILL NEED A FIFTH AND POSSIBLY A SIXTH TRANSPORT TO REPATRIATE ABOUT 500 BATETELAS, ABOUT 1000 BAKWA LUNTUS AND SMALL NUMBERS OF BALINDJI, BWANKOSHI AND KANYOKA TRIBES ALL TO LULUABOURG. YOU HAVE SUGGESTED WE SHOULD THEN CONTINUE WITH BALUBAKAT. MY FEELING IS THAT IF ANY TRIBE SHOULD BE KEPT HERE AT LEAST FOR THE TIME BEING IT IS THE BALUBAKAT. STILL THEY ARE HERE IN THEIR OWN PROVINCE. I THEREFORE PROPOSE NEXT STEP WOULD BE REPATRIATION OF BALUBAS FROM KASAI TO BAKWANGA TO FOLLOW AS SOON AS RECEPTION CENTER IS READY. IF BALUBAS FROM KASAI ARE TRANSPORTED TO BAKWANGA AND NOT LULUABOURG THE THOUSANDS OF BALUBAS WHO ARE AGAINST KALONJI WILL PROBABLY STAY HERE. IF THEY ARE TRANSPORTED TO LULUABOURG THEY MIGHT FORM A NEW CAMP THERE. I STILL FEEL AIR TRANSPORT FROM ELI WOULD BE GREAT ADVANTAGE AND FACILITATE AND SPEED UP OPERATION CONSIDERABLY. TRANSPORT BY TRAIN TO LUBILASH RIVER THEN BY BARGE

ACROSS THE RIVER AND THEREAFTER A NEW TRAIN AND TRUCKS SEEMS VERY COMPLICATED AND TIME CONSUMING. PROJECT FAMILY REUNION HAS PROVIDED SOLUTION FOR 188 REFUGEES DURING REPORTING PERIOD AND TOTALLY 1141 REFUGEES SINCE BEGINNING OF PROJECT. THERE HAS BEEN AN INFLUX OF NEW REFUGEES INTO THE CAMP FROM COMMUNES AND APPARENTLY ALSO FROM KOLWEZI AND JADOTVILLE WHICH CAN ONLY BE ESTIMATED. BCK INFORMED US THEY LOST SOME 300 WORKERS, AND UNION MINIERE SOME 200 WORKERS WHICH ARE SAID TO HAVE LEFT THEIR JOBS AND THEIR HOUSES. PART OF THEM HAVE CERTAINLY SUCCEEDED TO ENTER REFUGEE CAMP. GREAT EFFORTS BEING MADE BY MILITARY FORCES TO PREVENT FURTHER INFLUX. TRANSPORT OFFICER HAS ARRIVED. UNQUOTE.

RG/jg

OUTGOING CODE

PRIORITY

To : SECGEN, New York

From : GARDINER, Léo

Date : 15 MAY 62

Ref 15/5

Nº : G- 583

FOLLOWING RECEIVED FROM ROLZ-BENNETT (ELLED 685) QUOTE :

1. AT MEETING TODAY WITH TSHOMBE, MUNONGO AND KIBWE RAISED AGAIN MATTER OF THREATS BY KATANGESE GENDARMERIE ON SOUTH SIDE OF LUBILASH BRIDGE. ~~TSHOMBE~~ TSHOMBE GAVE ASSURANCES THAT WRITTEN COMMUNICATIONS SIGNED BY HIM HAD BEEN SENT ALREADY TO CHIEF KASONGO NYEMBO AT KAMINA ^{PRD} ~~TO~~ TO THE KANIAMA CHIEF TO AVOID ANY INTERFERENCE WITH THE RECONSTRUCTION WORK. MUNONGO ALSO REITERATED THAT CHIEF OF KANIAMA WHOM HE INTRODUCED TO ME ON FRIDAY 11 MAY, HAD BEEN CALLED TO ELI IN ORDER TO INSTRUCT HIM NOT TO OPPOSE OR INTERFERE WITH RECONSTRUCTION OF BRIDGE. MUNONGO FURTHER SAID HE HAD SPOKEN TODAY WITH FORTEMPS OF BCK TO ENSURE THAT MATERIALS TO BE ^{SENT} ~~BE~~ FROM ~~KATANGA~~ KATANGA SHOULD GET TO LUBILASH QUICKLY AND WITHOUT DIFFICULTY. ACCORDING TO MUNONGO, FORTEMPS SAID SOME OF THE MATERIAL WAS ALREADY AT BRIDGE SITE.
2. IF EITHER LEO OR LULUA RECEIVE REPORTS OF ANY OTHER INCIDENTS OR INTERFERENCE, PLEASE LET ME KNOW TO LODGE STRONG PROTEST.

RG/jg

OUTGOING CODE CABLE

ROUTINE

OK/sa

TO: SECGEN, New York
FROM: GARDINER, Leopoldville
DATE: 15 MAY 1962
NUMBER: G-582

Ref 15/5

SECRET

REUR 3470.

JULIAN MADE VERBAL ALLEGATION OF THIRD DEGREE TREATMENT IN THE PRESENCE OF US VICE-CONSUL AND MARCELLA HERE IN LEO. WHEN PRESSED FOR AN EXPLANATION OF THIS HE REFERRED TO HIS AGE, LENGTH OF E'VILLE INTERROGATION AND RELENTLESS CROSSFIRE OF QUESTIONS. THE US CONSULAR REPRESENTATIVES WHO ATTENDED THE INTERROGATIONS IN E'VILLE PREPARED A CONFIDENTIAL REPORT, COPY OF WHICH WAS ATTACHED TO MARCELLA'S MEMO OF 8 MAY. THEY ALSO SENT TWO CABLED REPORTS TO WASHINGTON INDICATING THAT JULIAN INTERROGATION WAS COMPLETELY FAIR AND THERE WAS NO QUESTION OF IMPROPER TREATMENT ON THE PART OF UN. US MISSION ASKED TO SHOW YOU COPIES OF THESE CABLES.

EYE HAVE TODAY SENT THE FOLLOWING MESSAGE TO ROLZ-BENNETT:
QUOTE SINCE INTERROGATION TOOK PLACE IN PRESENCE OF AMERICAN CONSUL
COULD YOU GET A STATEMENT FOR TRANSMISSION TO NEWYORK WHICH WILL
PROVIDE A BASIS FOR THE REBUTTAL OF THE ALLEGATION QUERY UNQUOTE

IN JULIAN'S LETTER TO UNITED STATES PRESIDENT A SIMILAR ALLEGATION WAS MADE BUT THE AMERICAN EMBASSY FORWARDED IT WITH THE SAME COMMENTS AS CONSULAR REPRESENTATIVES E'VILLE.

ZFM/ln
hsm

OK/moz

OUTGOING CODE CABLE

PRIORITY

TO: SECGEN, New York
FROM: GARDINER, Leopoldville
DATE: 15 MAY 1962
NUMBER: G-581

REC 15/5

REFERENCE YOUR 3463. TEXT SENT TO E'VILLE.
KATANGA AUTHORITIES DISCLAIM ANY KNOWLEDGE OF THE OPPOSITION
BEING PUT UP BY THE GENDARMERIE. THEY OBSERVED, HOWEVER,
THAT THE GUARDS ON THE RIVER BOAT MAY HAVE TAKEN THE LAW
INTO THEIR OWN HANDS. STRICT ORDERS ARE BEING SENT TO THEM
TO DESIST. WILL REPORT FURTHER ON THIS SUBJECT.

RKG/ln

OUTGOING CODE

PRIORITY

TO : SECGEN, New York
FROM : GARDINER, Leopoldville
Date : 15 May 1962 *RC 15/5*
No. : G- 580

REFERENCE YOUR 3286 AND 3468, SECOND REPORT ON LAUWERS BEING POUCHED
TODAY. IT COVERS QUESTIONS OF PRESENT BONA FIDE EMPLOYMENT IN EVILLE
AND FURTHER DETAILS CONCERNING HIS PAST RECORD IN KATANGA GENDARMERIE
ADMINISTRATION

cc. Marcella
Jacobs

J/mm

OUTGOING CODE CABLE

OK / mon

ROUTINE

TO: SECGEN, New York
FROM: GARDINER, Leopoldville *RK 15/5*
DATE: 15 MAY 1962
NUMBER: G-579

REFERENCE ROLZ-BENNETT'S REQUEST. IF THE IMPLEMENTA-
TION OF THE NEW FORMULA WHICH SEEMS TO BE GAINING ACCEPTANCE IN
BOTH LEO AND ELISABETHVILLE, IT WOULD BE NECESSARY TO HAVE A FRENCH SPEAK-
ING
CONSTITUTIONAL LAWYER FOR AT LEAST A MONTH TO BE TECHNICAL
CHAIRMAN OF THE FIRST SUB-COMMISSION DEALING WITH POLITICAL
MATTERS. GRATEFUL RECEIVE NAME TO AVOID BEING TAKEN BY SURPRISE.

RKG/ln

OUTGOING CODE CABLE

after
PRIORITY

TO : SECGEN, New York
FROM : GARDINER , LEOPOLDVILLE
DATE : 15 May 1962
No : G-578

REC 15/5

FOLLOWING RECEIVED FROM ROLZ-BENNETT (ELLEO 684) : QUOTE . FOLLOWING THREE LETTERS RECEIVED FROM TSHOMBE TODAY . PARA 1. QUOTE MONSIEUR LE REPRESENTANT, CONFORMEMENT A LA LETTRE QUE J'ADRESSE CE JOUR A MONSIEUR GARDINER, CHARGE DE LA MISSION DES NATIONS UNIES AU CONGO ET EN ACCORD AVEC LES CONSEILS DE MES MEDECINS A LA SUITE DU NOUVEL EXAMEN MEDICAL QUE J'AI DU SUBIR CE JOUR, JE TIENS A VOUS FAIRE SAVOIR QUE JE COMPTE REJOINDRE LEOPOLDVILLE LE VENDREDI 18 MAI 1962. JE VOUS PRIE DE PRENDRE TOUTES LES DISPOSITIONS NECESSAIRES POUR QU'UN AVION DE L'ORGANISATION DES NATIONS UNIES SOIT MIS A MA DISPOSITION A CETTE DATE. SALUTATIONS . LE PRESIDENT DU KATANGA MOISE TSHOMBE . UNQUOTE . PARA 2. QUOTE MONSIEUR LE CHARGE DE MISSION, SUBSIDIAREMENT A MA LETTRE No SR /510/MV DU 11 MAI 1962, JE TIENS A VOUS FAIRE SAVOIR QU'UN NOUVEL EXAMEN MEDICAL QUE J'AI DU SUBIR CE JOUR A REVELE QUE LE DANGER D'INFECTION N'ETAIT PAS COMPLETEMENT ENRAYE ET QUE LA POSSIBILITE D'UNE RECHUTE, PLUS GRAVE QUE LA MALADIE QUE J'AI RESSENTIE ETAIT ENCORE A CRAINDRE. JE CONTINUE A DEVOIR SUIVRE UN TRAITEMENT TRES RIGOREUX QUI ME PERMETTRA DE REJOINDRE LEOPOLDVILLE OU JE SERAI TRES HEUREUX DE VOUS RETROUVER. SALUTATIONS. LE PRESIDENT DU KATANGA, MOISE TSHOMBE UNQUOTE . PARA 3. QUOTE MONSIEUR LE PREMIER MINISTRE, JE TIENS A VOUS FAIRE

SAVOIR QUE MON ETAT DE SANTE S'AMELIORE ET QUE JE COMPTE RETOURNER A
LEOPOLDVILLE AFIN DE REPRENDRE LES NEGOCIATIONS. JE VIENS DE SUBIR UN NOUVEL
EXAMEN COMPLET. SUIVANT LES PRESCRIPTIONS MEDICALES, JE NE POURRAI QUITTER
ELISABETHVILLE AVANT VENDREDI 18 MAI 1962 . JE PASSERAI DONC MA CONVALESCENCE
A LEOPOLDVILLE. JE VOUS PRIE DE RECEVOIR, MONSIEUR LE PREMIER MINISTRE, L'ASSURANCE
DE MA TRES HAUTE CONSIDERATION. LE PRESIDENT DU KATANGA , MOISE TSHOMBE . UNQUOTE .
PLEASE TRANSMIT TEXT OF LAST LETTER TO ADOULA . UNQUOTE .

RG/ sl

OUTGOING CODE CABLE

PRIORITY

TO: BUNCHE, New York
FROM: GARDINER, Leopoldville
DATE: 14 May 1962
NUMBER: G-577

REC-4/5
SECRET

REUR 3453.

REGRET OVERSIGHT IN NOT SENDING INTERIM REPLY TO YOUR 3149 AND PREVIOUS CABLES RELATING TO KISENYI INCIDENTS REPORTED TO HAVE TAKEN PLACE 22 AND 27 FEBRUARY 1961 AND CLAIMS OF DUMONT, MATHEYS AND KNAFF. SINCE RECEIPT YOUR 2704 WE HAVE ATTEMPTED TO LOCATE COPY OF AGREEMENT ALLEGEDLY SIGNED ON 20/1/61 BY ANC COMMANDER GOMA, COMMANDER BELGIAN TROOPS KISENYI AND UN ^{MILITARY} COMMANDER ^{EP} GOMA ESTABLISHING NEUTRAL ZONE.

ONUÇ MILITARY HAVE NO RECORD OF THIS AGREEMENT. INSTEAD THEY SENT US COPY OF 25 MARCH 1961 "GOMA-KISENYI CONVENTION" (COPY BEING POUCHED) DRAWN UP IN ENGLISH, FRENCH AND SWAHILI, ENGLISH TEXT BEING DECLARED AUTHENTIC (SEE PARA 10), BUT CONTAINING MANY ERRORS. COPY IN OUR POSSESSION UNSIGNED BUT STATES CONVENTION WAS SIGNED 27 MARCH 1961 BY CONGOLESE AND RUANDA URUNDI MILITARY AND CIVIL AUTHORITIES AND LOCAL UN COMMANDER (MAJOR REID, QONR). CONVENTION SETS UP TRIPARTITE MACHINERY RESPONSIBLE FOR RESTORING PROPERTY TO PRIVATE OWNERS OR CONSIDERING COMPENSATION FOR LOST PROPERTY (SEE PARAS 7 D AND E). NO DOUBT LOCAL UN MILITARY COMMANDER ACTED ULTRA VIRES IN SIGNING CONVENTION WITHOUT HEADQUARTERS CLEARANCE. PARA 11 THIS CONVENTION REFERS TO "FORMER LOCAL CONVENTION" WITHOUT SPECIFYING DATE.

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SECRET

-: 2 :-

HAVE ALSO CABLED BUKAVU FOR TEXT 20/1/61 AGREEMENT BUT THEY REPLIED NEITHER MSF NOR CIVIL MISSION HAVE ANY COPY OF AGREEMENT SIGNED 20/1/61 AND ALSO REFERRED US TO AGREEMENT OF 25/3/61. IN FACT ONLY REFERENCE WE FOUND TO ^{ANY} ~~ALLEGED 20~~ JANUARY AGREEMENT IS IN BELGIAN NOTES AND A-805 AND D-158. WE HAVE FOUND NO RECORD OF SECGEN'S NOTE OF 30 MARCH 1961. D-158 DOES NOT MENTION ESTABLISHMENT NEUTRAL ZONE BUT ^{ARRANGEMENT} ~~MENTION~~ THAT BORDER DEFENCE ON CONGOLESE SIDE UN RESPONSIBILITY. UNABLE TO VERIFY WHETHER THIS STATEMENT IS ACCURATE. A-805 STATES THAT ANC WITHDREW SINCE MID-JANUARY FROM NEUTRAL ZONE AGREEMENT AND MUST THEREFORE REFER TO EARLIER JANUARY AGREEMENT (CF. PARA 2, SECOND SENTENCE, BELGIAN NOTE, YOUR 2704: "CONFIRMANT UN ARRANGEMENT ANTERIEUR"), NOT TO 20 JANUARY AGREEMENT. IN ANY EVENT AGREEMENT REFERRED TO COULD NO LONGER BE IN FORCE, IF IT CAME INTO FORCE AT ALL, AT DATES OF ALLEGED INCIDENTS (FEBRUARY 1961). PERHAPS POSITION COULD BE TAKEN THAT JANUARY AGREEMENT, OF WHICHEVER DATE, WAS ARRANGEMENT OF PURELY LOCAL SIGNIFICANCE, NEVER RATIFIED BY HIGHER HEADQUARTERS AND NOT ENGAGING UN RESPONSIBILITY TOWARDS PRIVATE PERSONS.

ONUC CLAIMS BOARD HAS FILE ON DUMONT CLAIM CONTAINING COPIES OF LETTERS OF 16 MARCH, 10 APRIL AND 17 JUNE FROM RESIDENT GENERAL RUANDA URUNDI MENTIONED IN BELGIAN NOTE (COPIES BEING POUCHED). THESE LETTERS HAVE NOT BEEN ACKNOWLEDGED. HOWEVER, DUMONT'S INSURANCE COMPANY LE JEUNE, WHICH HANDLED CLAIM, HAS RECEIVED THREE REPLIES (27 MARCH, 11 AND 18 JULY 1961 FROM SCHACHTER, COX AND ONUC CLAIMS

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SECRET

-: 3 :-

OFFICE RESPECTIVELY) DENYING ONUC LIABILITY ON GROUND THAT NON-IMPLEMENTATION, IF ESTABLISHED, OF SECCO RESOLUTIONS DOES NOT RENDER UN LIABLE TOWARDS PRIVATE PERSONS AND WE THEREUPON CONSIDERED MATTER CLOSED. IN CLAIM WHICH DUMONT LATER HIMSELF SUBMITTED THROUGH BELGIAN FOREIGN OFFICE HE REFERS NOT REPEAT NOT TO ANY JANUARY BUT TO 25 MARCH 1961 AGREEMENT WHICH IS SUBSEQUENT TO OCCURRENCE OF INCIDENTS GIVING RISE TO HIS CLAIM.

ONUC CIVILIAN AFFAIRS OFFICER, BUKAVU, IN MEMORANDUM 11/8/61 FORWARDING ABOVEMENTIONED LETTERS FROM RESIDENT GENERAL, STATED NO RECORDS AVAILABLE BUKAVU OR GOMA ON INCIDENTS 22 AND 27 FEBRUARY. HE FELT IT WAS TOO LATE TO INVESTIGATE LOCALLY AND THAT ONLY INFO COULD BE OBTAINED BY WRITING CO 5QONR WHO WAS IN AREA AT TIME OF ALLEGED INCIDENTS BUT HAD SINCE RETURNED LAGOS. HOWEVER, UPON QUESTIONING FEW PEOPLE WHO REMAINED AT BUKAVU MISSION SINCE FEBRUARY 1961 HE BELIEVED FACTS ALLEGED WERE TRUE.

dm
ZFM/ln

cc: Force Commander
Claims Board

OUTGOING CODE CABLE

ok MK

SECRET

To : SECGEN, New York
From : GARDINER, Leopoldville
Date : 14 May 1962
No. : G-575

Ref 14/5

IN ORDER TO SPEED UP THE EVACUATION OF THE REFUGEE CAMP AT ELISABETHVILLE I SUGGEST THAT THE UNITED STATES BE APPROACHED TO ASSIST IN AN AIR LIFT WITH TWO GLOBEMASTERS FLYING FROM ELISABETHVILLE TO ALBERTVILLE TWO FLIGHTS A DAY REFUELLING AT ELISABETHVILLE AND TWO GLOBEMASTERS FLYING TWO FLIGHTS A DAY FROM ELISABETHVILLE TO LULUABOURG OR KAMINA. I HAVE APPROACHED THE UNITED STATES AMBASSADOR IN LEO AND ASKED THAT HE BRING THE MATTER UP WITH THE UNITED STATES GOVERNMENT VIA HIS CHANNELS.

OUTGOING CODE

PRIORITY

OK
57

To : SECGEN, New York
From : GARDINER, Leopoldville
Date : 14 May 1962
No. : G-574

Ref 14/5

FOLLOWING SENT TO TSHOMBE (KAT/100/62) QUOTE . LEOPOLDVILLE , le 14 MAY 1962 . MONSIEUR LE PRESIDENT, DEPUIS MON RETOUR D'ELISABETHVILLE, J'AI CONSACRE PRESQUE TOUTE MON ATTENTION A TROUVER LES MOYENS DE RESOUDRE LE PROBLEME DU CONGO ET DU KATANGA.VOUS AUREZ REMARQUE, A LA LECTURE DU PROJET DE COMMUNIQUE COMMUN, QUE LA MANIERE D'ABORDER LA QUESTION A ETE QUELQUE PEU MODIFIEE. JE L'AI FAIT POUR RENDRE POSSIBLE UNE SOLUTION QUI NE CAUSERAIT, CHEZ L'UNE OU L'AUTRE PARTIE, NI HUMILIATION NI SENTIMENT DE DEFAITE. JE SUIS SINCEREMENT CONVAINCU QUE CETTE POSSIBILITE EST LA MEILLEURE ET PEUT-ETRE LA DERNIERE QUE LE CONGO AURA JAMAIS DE RESOUDRE CE PROBLEME PAR DES MOYENS PACIFIQUES. PAR CONSEQUENT, JE VOUS PRIE INSTAMMENT, POUR LE BIEN DES AFRICAINS QUE NOUS NOUS EFFORCERONS TOUS DE SERVIR AU MIEUX DE NOS APTITUDES, DE VENIR PLEINEMENT DETERMINE ET AVEC LA CONNAISSANCE ET L'APPROBATION DE VOS COLLEGUES DE CABINET POUR RESOUDRE CE PROBLEME UNE FOIS POUR TOUTES, COMME VOUS L'AVEZ DIT A MANTES REPRISES. PARA. L'ANNONCE SELON LAQUELLE LA DECISION QUE VOUS PRENDREZ ICI DEVRA ETRE RATIFIEE PAR L'ASSEMBLEE KATANGAISE M'A QUELQUE PEU INQUIETE . JE SUIS PERSUADE QUE LES CONDITIONS DE L'ACCORD ~~DE KATANGA~~, TELLES QUE JE LES ENVISAGE EN CE MOMENT, SERONT SI REALISTES QUE LEUR RATIFICATION SE REDUIRA A UNE SIMPLE FORMALITE. PARA. JE COMPTE SUR VOTRE ARRIVEE LE 16 ET SUR UNE SEMAINE DE DIX JOURS DE TRAVAUX CONSTRUCTIFS QUI NOUS PERMETTRONT DE PROCLAMER AU MONDE QUE LES TRIBULATIONS DU CONGO ONT PRIS FIN. PARA. SALUTATIONS. UNQUOTE .

OUTGOING CODE CABLE

ROUTINE

TO: SECGEN, New York
FROM: GARDINER, Leopoldville ^{Ahmed} R14/14/5-
DATE: 14 MAY 1962
NUMBER: G-573

FOLLOWING FROM WAERN AND VIERIA, KAMINA BASE (KALEO 61): QUOTE
FOLLOWING OUR KALEO 59 AND YOUR KA 85 WE HAVE COME TODAY (12 MAY)
TO THE FOLLOWING AGREEMENT WITH KASONGO NIEMBO FOR THE OPERATION OF KILUBI
PLANT SUBJECT TO YOUR APPROVAL. ALFA THE PLANT WILL BE PUT IN OPERATION ON
A PROVISIONAL BASIS MEANING THAT THERE WILL BE NO ACQUIRED RIGHTS TO ITS
OPERATION ON THE BASIS OF THE PRESENT AGREEMENT. BRAVO IT WILL BE OPERATED
UNDER THE SOLE RESPONSIBILITY OF KASONGO NIEMBO WHO WILL UTILIZE HIS OWN
RESOURCES (PROBABLY BELGIAN TECHNICIANS) REGIDESO AND CONGOLESE WORKERS
WHO FORMERLY WERE ENGAGED IN ITS OPERATION. CHARLIE KASONGO NIEMBO WILL BE
RESPONSIBLE TO US AS CUSTODIANS OF THE PLANT AND THE TRANSMISSION LINES
FOR THE OPERATION AND TRANSMISSION OUTSIDE THE BASE AND FOR THE MAINTENANCE
AND WHATEVER DAMAGE MAY BE CAUSED TO THAT PART OF THE INSTALLATIONS. DELTA
WE WILL BE RESPONSIBLE FOR THE MAIN TRANSFORMER STATIONS THE TRANSMISSION
LINES AND THE INSTALLATIONS INSIDE THE BASE. ECHO WE SHALL BE ENTITLED TO
PERIODIC INSPECTION OF THE PLANT AND THE TRANSMISSION LINES. FOXTROT WE
SHALL RECEIVE FULL POWER FROM THE PLANT AND RELEASE FULL POWER TO KAMINAVILLE
THROUGH THE MAIN TRANSFORMER STATION. GOLF KASONGO NIEMBO WILL INCUR ALL
THE EXPENSES INVOLVED IN THE OPERATION OF THE PLANT AND THE MAINTENANCE
OF THE LINES OUTSIDE THE BASE, AND WE WILL BEAR ALL THE COST OF THE OPERATION
INSIDE. THERE WILL BE NO FINANCIAL CHARGES ON EITHER SIDE. IF YOU AGREE
WE SHALL EXCHANGE LETTERS OR SIGN AN AGREEMENT ALONG THESE LINES AND

./.

START THE OPERATION OF THE PLANT PROBABLY TOWARD THE END OF NEXT WEEK. MAY WE HAVE YOUR INSTRUCTIONS. UNQUOTE

The above arrange
~~IT SEEMS TO US TO~~ SUGGESTS A PRACTICAL PLAN FOR THE SOLUTION OF A LOCAL PROBLEM. WE HAVE DECIDED TO GIVE IT PROVISIONAL APPROVAL AND UNLESS SOME STRONG LEGAL OBJECTIONS CAN BE RAISED, WE WOULD CONFIRM THE ARRANGEMENT ON RECEIPT OF HEADQUARTERS APPROVAL.

RKG/ln

cc: Mr. S. H. Ahmed, CAO

OUTGOING CODE CABLE

ROUTINE

TO: SECGEN, New York
FROM: GARDINER, Leopoldville
DATE: 14 MAY 1962
NUMBER: G- 572

Ref 14/5

FOLLOWING FROM ENGLUND (CIV 349) CONCERNING MOBUTU'S
VISIT TO STANLEYVILLE: QUOTE

ANC GEN LUNDULA GAVE LAST EVENING (12 MAY) A RECEPTION IN
LOSALA'S RESIDENCE FOR GEN MOBUTU. STAN MAYOR SALUMU BERNARD MADE
A SPEECH ON BEHALF OF THE PROV GOVT. SALUMU HOPED THAT THE GOOD
RECEPTION GIVEN TO MOBUTU SHOULD CONVINCE HIM AND OTHERS IN LEO
THAT THE SITUATION IN THE PROVINCE IS CALM AND NORMAL AND THAT THE
AUTHORITIES ARE ANXIOUS TO STAY WITHIN LEGALITY. HE ALSO WELCOMED
MOBUTU AND DECLARED ON BEHALF OF THE GOVT ITS WILLINGNESS TO COL-
LABORATE WITH HIM. IN HIS REPLY MOBUTU STRESSED THAT THE PARTICIPA-
TION OF THE ANC IN POLITICAL AFFAIRS BELONGS TO THE PAST. HE
THANKED THE AUTHORITIES FOR THE RECEPTION AND UNDERTOOK TO ADVOCATE
THEIR CAUSE WHEN HE RETURNED BACK TO LEO. TODAY (13 MAY) THE TWO
GENERALS ARE MAKING INSPECTION TOURS AMONG THE DIFFERENT UNITS.
UNQUOTE

RKG/ln

OUTGOING CODE CABLE

PRIORITY

ok
faw

TO : SECGEN, New York
FROM : GARDINER, Léopoldville
DATE : 13 May 1962
No : G- 571

ref 12/5

SECRET

THE FOLLOWING IS THE TEXT OF THE LETTER I INTEND TO SEND TO THE PRIME MINISTER SUBJECT TO APPROVAL : QUOTE . MONSIEUR LE PREMIER MINISTRE. JE SUIS CHARGE D'APPELER VOTRE ATTENTION SUR LES RUMEURS QUI NOUS SONT PARVENUES ET SELON LESQUELLES LA GARNISON DE THYSVILLE AURAIT TENTE UN COUP D'ETAT APRES LE DEPART DE M. TSHOMBE, POUR EXPRIMER SON MECONTENTEMENT DU REFUS DU GOUVERNEMENT D'ARRETER ET DE DETENIR LE PRESIDENT DE LA PROVINCE DU KATANGA, OU DE SON INCAPACITE DE LE FAIRE. EN OUTRE, SELON CERTAINES INDICATIONS, IL SEMBLERAIT QU'EN DEBIT DE VOTRE GARANTIE DE LA SECURITE DE M. TSHOMBE, QUELQUE TENTATIVE POURRAIT ETRE FAITE DE L'ARRETER SI LES PROCHAINS ENTRETIENS NE DONNENT PAS LES RESULTATS ESCOMPTEES . PARA . IL SERAIT DESASTREUX, POUR VOUS-MEME ET POUR LE BON RENOM DE LA REPUBLIQUE, QUE LES NATIONS UNIES DOIVENT ANNONCER QU'ELLES NE PEUVENT REAFFIRMER LEUR GARANTIE DE LA SECURITE DE M. TSHOMBE PARCE QU'ELLES DOUTENT DE VOTRE APTITUDE ET DE CELLE DE VOTRE GOUVERNEMENT A CONTROLER ASSEZ EFFICACEMENT VOS PARTISANS ET VOTRE ARMEE POUR VOUS PERMETTRE DE RESPECTER VOTRE PAROLE. PARA. J'AI L'ORDRE DE MOBILISER TOUTES LES RESSOURCES A LA DISPOSITION DE L'ONUC POUR ASSURER LA PROTECTION DE M. TSHOMBE A SON ARRIVEE ET DURANT SON SEJOUR A LEOPOLDVILLE ET POUR QU'IL RETOURNE SAIN ET SAUF A ELISABETHVILLE. J'ESPERE QUE CES DISPOSITIONS SERONT UTILES A TOUTES LES PARTIES INTERESSEES . PARA. VEUILLEZ AGREER, MONSIEUR LE PREMIER MINISTRE, LES ASSURANCES DE MA HAUTE CONSIDERATION. UNQUOTE .

OUTGOING CLEAR CABLE

1962 MAY 1 ROUTINE 22

O.N.U.C.

LEOPOLDVILLE

13 MAY 1962

UNATIONS NEW YORK

G - 570

SECLEN from GARDINER . FOR YOUR INFORMATION FOLLOWING FROM
ROLZ-BENNETT (ELLEO 681) . QUOTE . FOLLOWING COMMUNIQUE WAS PUBLISHED BY PRESI-
DENCY OF KATANGESE ASSEMBLY ON 10 MAY. QUOTE. AJOURNEMENT DE LA SESSION DE
L'ASSEMBLEE NATIONALE - LA PRESIDENCE DE L'ASSEMBLEE NATIONALE DE L'ETAT
DU KATANGA PORTE A LA CONNAISSANCE DU PUBLIC QU'EN SA SEANCE PLENIERE DU
4 MAI 1962, L'ASSEMBLEE NATIONALE A DECIDE L'AJOURNEMENT DE LA PREMIERE
SESSION 1962 JUSQU'A LA FIN DES PROCHAINS ENTRETIENS ADOULA-TSHOMBE . UNQUOTE.
PARA . QUOTE . CDG AJOURNEMENT N'EST QUE CONFORME A CE QUI A ETE EXPRIME
DANS LA MOTION DU PROJET DE LA DECLARATION DE KITONA EN DATE DU 15 JANVIER
1962. UNQUOTE . PARA . LE PARAGRAPHE G. DE CETTE MOTION STIPULAIT NOTAMMENT :
L'ASSEMBLEE LEGISLATIVE KATANGAISE SE RESERVE LE DROIT DE RATIFIER LES
ACCORDS DEFINITIFS QUI SERONT CONCLUS ENTRE LES AUTORITES DE LEOPOLDVILLE ET
CELLES DU KATANGA CONFORMEMENT AU MANDAT DONNE AU GOUVERNEMENT KATANGAIS .
UNQUOTE .

lm/ sl

OUTGOING CODE CABLE

2230 Hrs LT

PRIORITY

ok/Lay

SECRET

TO: SECGEN, New York
FROM: GARDINER, Leopoldville
DATE: 12 MAY 1962
NUMBER: G-569

Ref 12/5

FOLLOWING FROM PACKHAM LULUABOURG (CIV 582): QUOTE

LUBILASH BRIDGE RECONSTRUCTION, REALINI INFORS ME ROAD FROM MWENE DITU TO RAIL BRIDGE SITE IS NOW COMPLETED. THEY HAVE TWO AGENTS AND 34 WORKMEN AT BRIDGE SITE AND HAVE BEGUN WORK ON CHANTIER OWING TO VERY HIGH LEVEL OF WATER AND STRONG CURRENT, WHICH NOW HOWEVER IS BEGINNING TO FALL. THEY SAY THEY CANNOT UNDERTAKE DIVING WORK YET BUT HOPE TO BE ABLE TO DO SO IN TWO THREE WEEKS. LAST THURSDAY THEY SPOKE WITH BCK AGENTS ON KATANGA SIDE WHO SAID THAT WORK ON BRIDGE MUST AWAIT DEFINITE AUTHORIZATION OF KATANGA GOVT WHICH HAD NOT YET BEEN GIVEN ALSO SAID MATERIAL FOR CONSTRUCTION INCLUDING CRANES WAITS AT KAMINA MEANTIME. REALINI SAYS GENDARMES ON KATANGA SIDE REAPPEAR FROM TIME TO TIME AND THREATEN TO SHOOT ANYONE WHO SHOULD TRY TO CROSS. UNQUOTE

RKG/ln

OUTGOING CODE

PRIORITY

To : SECGEN, New York
From : GARDINER, Leopoldville
Date : 12 May 1962
No. : G-568



Ref 12/5'

FOLLOWING RECEIVED FROM ROLZ-BENNETT (ELLEO 679)

QUOTE HAD MEETING WITH MUNONGO THIS AFTERNOON TO DISCUSS RETURN OF REFUGEES TO COMMUNES/ PRESENT FROM OUR SIDE WERE ALSO CHAND, NORONHA, GUSSING, VAN SOEREN, REMIZA AND BACK. KATANGESE GROUP INCLUDED MOKE, KIEMBE, POLICE CHIEF, BOURGEMESTRES OF VARIOUS AFRICAN COMMUNES AND OTHER OFFICIALS. MUNONGO OPENED MEETING BY EXPRESSING SATISFACTION AT MEASURES TAKEN BY UN TO DISSOLVE CAMP AND SAID KATANGESE GOVERNEMENT HAD GIVEN ASSURANCES THAT REFUGEES WISHING TO GO BACK TO COMMUNES WOULD BE WELCOMED AND ASSISTED. MUNONGO THEN ASKED WHETHER WE HAD ANY SUGGESTIONS AND I EXPLAINED IMPORTANT THING WAS TO GIVE REFUGEES SECURITY AND GUARANTEES SO THAT THOSE WILLING TO RETURN TO COMMUNES WOULD DO SO WITH CONFIDENCE. I REQUESTED AMNESTY FOR ALL POLITICAL PRISONERS AND SAID ONUC WOULD BE PREPARED TO ASSIST WITH FOOD DURING TRANSITIONAL PERIOD AND WOULD ALSO BE PREPARED TO PARTICIPATE IN JOINT PATROLLING OF COMMUNES WITH POLICE TO ENSURE SECURITY REFUGEES. MUNONGO MADE STATEMENT SAYING THAT AMNESTY WOULD BE GRANTED BY TOMORROW AND IT WAS HIS INTENTION THAT BY MONDAY 14 MAY THERE WOULD NOT BE SINGLE POLITICAL PRISONER IN KATANGA. HE REJECTED OTHER 2 MEASURES SAYING THEY HAD ENOUGH FOOD TO ASSIST REFUGEES AND THAT JOINT PATROLS WOULD CREATE UNNECESSARY ALARM IN COMMUNES. FURTHERMORE THEY WOULD ESTABLISH WELFARE CENTRES TO HELP IN RESETTLEMENT OF REFUGEES IN COMMUNES. HIS POSITION SEEMS TO BE THAT THE REFUGEES

SHOULD EITHER GO BACK TO COMMUNES ON STRENGTH OF GUARANTEES GIVEN BY KATANGESE AUTHORITIES OR ELSE BE EVACUATED TO THEIR PLACES OF ORIGIN.

PARA. OUR FEELING IS THAT EVERY EFFORT SHOULD NOW BE MADE TO ENCOURAGE PEOPLE TO RETURN TO COMMUNES BECAUSE THIS IS OBVIOUSLY THE MOST HUMANE AND REASONABLE SOLUTION. WE INTEND TO DO THIS WHILE AT THE SAME TIME CONTINUING WITH EVACUATION EITHER BY TRAIN OR BY AIR.

mm

OUTGOING CODE CABLE

PRIORITY *ok/jul*

To : SECGEN, NEW YORK

From : GARDINER, LEO

Date : 12 May 1962 *Ref 12/5*

No : G-567

SECRET

FOLLOWING FROM TSHOMBE VIA ROLZBENNETT (ELLEO 676) QUOTE MONSIEUR LE CHARGE DE MISSION, J'AI LE RETRET DE N'AVOIR PU REJOINDRE LEOPOLDVILLE PLUS TOT. EN EFFET, APRES AVOIR GARDE LE LIT PENDANT UNE SEMAINE UNE COMPLICATION VIENT D'ETRE DECOUVERTE PAR RAYON X A LA SUITE D'UN EXAMEN COMPLET QUE J'AI SUBI HIER DIX MAI 62. JE ME VOIS OBLIGE DE SUIVRE UN TRAITEMENT COMPLET ET TRES SERIEUX DURANT HUIT JOURS POUR EVITER UNE NOUVELLE AGGRAVATION DE MON ETAT DE SANTE. CEPENDANT, COMME JE L'AI DECLARE CE MATIN A MONSIEUR ROLZ-BENNETT, DEPUIS HIER, IL SEMBLE QUE LE NOUVEAU TRAITEMENT QUI M'EST APPLIQUE COMMENCE A FAIRE SENTIR SES EFFETS. SAUF BRUSQUE AGGRAVATION DE MON ETAT DE SANTE ET SUIVANT LES PREVISIONS DE MES MEDECINS TRAITANTS, JE COMPTE REJOINDRE LEOPOLDVILLE MERCREDI 16 MAI 62. CE SERA UN REEL PLAISIR POUR MOI DE VOUS RETROUVER. JE VOUS CONFIRME CE QUE J'AI EU L'OCCASION DE VOUS DIRE NOTRE DETERMINATION DE RESOUDRE UNE FOIS POUR TOUTES LA CRISE QUE CONNAIT L'EX-CONGO BELGE. SALUTATIONS. LE PRESIDENT DU KATANGA MOISE TSHOMBE. UNQUOTE

Mr. Gardiner

THE FIRST OF THESE IS THE FACT THAT THE
THE SECOND IS THE FACT THAT THE
THE THIRD IS THE FACT THAT THE
THE FOURTH IS THE FACT THAT THE
THE FIFTH IS THE FACT THAT THE
THE SIXTH IS THE FACT THAT THE
THE SEVENTH IS THE FACT THAT THE
THE EIGHTH IS THE FACT THAT THE
THE NINTH IS THE FACT THAT THE
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OUTGOING CODE CABLE

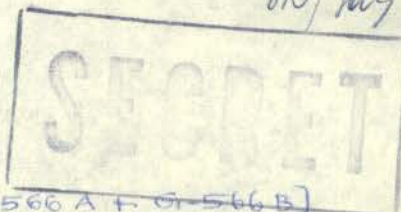
PRIORITY

To : SECGEN, New York

From : GARDINER, Léo

Date : 11 MAY 62

Nº : G-566 A (SENT IN TWO PARTS: G-566 A + G-566 B)



FOLLOWING IS TEXT OF KATANGA PROPOSALS : QUOTE

LE GOUVERNEMENT CENTRAL DE LA REPUBLIQUE DU CONGO, REPRESENTÉ PAR LE PREMIER MINISTRE, M. CYRILLE ADDULA, D'UNE PART ET LE PRESIDENT, M. MOISE TSHOMBE, DU GOUVERNEMENT DU KATANGA D'AUTRE PART, DECIDES A REGLER D'UNE MANIERE DEFINITIVE LEURS DIFFERENDS DANS UN ESPRIT D'ENTENTE ET DE RECONCILIATION NATIONALE, RECONNAISSENT SOLENNELLEMENT, IRREVOCABLEMENT ET SANS AUCUNE ARRIERE-PENSEE, RETICENCE ET CONDITION, CE QUI SUIT : PARA. ARTICLE I. LES PARTIES RECONNAISSENT QUE LA SOLUTION DU PROBLEME CONGOLAIS DOIT ETRE ELABOREE EN DEUX ETAPES : LA PREMIERE APPELEE PERIODE TRANSITOIRE CONCERNE LA PERIODE ALLANT DE LA SIGNATURE DU PRESENT ACCORD JUSQU'A L'ADOPTION ET LA MISE EN APPLICATION DE LA NOUVELLE CONSTITUTION; LA SECONDE, APPELEE PERIODE DEFINITIVE, CONCERNE LA PERIODE D'APPLICATION DE LA NOUVELLE CONSTITUTION. PARA. ARTICLE II. A CET EFFET, LE GOUVERNEMENT CENTRAL S'ENGAGE A DEPOSER DEVANT LES CHAMBRES LEGISLATIVES, DANS UN DELAI DE MOIS, UN PROJET DE CONSTITUTION FEDERAL. LES FRONTIERES DE LA FEDERATION RESTERONT CELLE DU CONGO AU 30 JUIN 1960. PARA. LA NATURE FEDERALE DE CETTE CONSTITUTION SERA ASSUREE NOTAMMENT PAR : A. LES COMPETENCES RELEVANT DU POUVOIR FEDERAL : A) LA REPRESENTATION DIPLOMATIQUE ET LES TRAITES, CHAQUE ETAT POUVANT ASSUMER SA REPRESENTATION A CARACTERE ECONOMIQUE A L'ETRANGER; B) L'ARMEE NATIONALE RELEVE DE L'AUTORITE FEDERALE EST PLACÉE SOUS LE COMMANDEMENT DU PRESIDENT DE LA FEDERATION. TOUTEFOIS, LE PRESIDENT DE CHAQUE ETAT EST DE DROIT L'AUTORITE SUPERIEURE DU CONTINGENT DE L'ARMEE STATIONNEE SUR TERRITOIRE; C) LA SURETE EXTERIEURE DE LA FEDERATION D) LA LEGISLATION SUR LA NATIONALITE E) LA COORDINATION ECONOMIQUE F) LA COORDINATION DE LA POLITIQUE SOCIALE DES ETATS G) LES POSTES ET TELECOMMUNICATIONS H) LA LEGISLATION SUR L'IMMIGRATION ET L'EMIGRATION EN ACCORD AVEC LES ETATS MEMBRES,

I) LE DROIT ELECTORAL EN CE QUI CONCERNE LES ELECTIONS FEDERALES J) LA MONNAIE
ET LA POLITIQUE DE CHANGE K) LA POLICE FEDERALE L) LES SERVICES PUBLICS DU POUVOIR
FEDERAL AINSI QUE LE STATUT DE SES AGENTS M) LA LEGISLATION SUR L'ART DE GUERIR
N) LE SYSTEME DES POIDS ET MESURES O) LES FINANCES PUBLIQUES DE LA FEDERATION SOUS
RESERVE DE CE QUI EST DIT CI-DESSOUS : P) L'AUTORITE FEDERALE PEUT FIXER LES IMPOTS
FEDERAUX QUI NE POURRONT EXCEDER X% DES DROITS DE SORTIES, DROITS D'ENTREE, DES
REDEVANCES ET DES DROITS DE LOCATION CONCERNANT L'EXPLOITATION DU SOUS-SOL AINSI QUE
DES CONCESSIONS AGRICOLES, FORESTIERES ET MINIERES. PARA. B. RELEVANT CONCURREMMENT
DE L'AUTORITE FEDERALE ET DES ETATS : A) LES TRAVAUX PUBLICS D'INTERET NATIONALE
B) L'ENSEIGNEMENT SUPERIEUR ET UNIVERSITAIRE C) L'ORGANISATION JUDICIAIRE ET LA
PROCEDURE D) L'INFORMATION E) LA LEGISLATION DE BASE SUR L'ENERGIE ET LES MINES
F) LES VOIES AERIENNES, MARITIMES ET AUTRES VOIES DE COMMUNICATION D'INTERET NATIONAL,
LA LEGISLATION SUR LA POLICE ROUTIERE; G) LES SERVICES DE LA METEOROLOGIE, DE LA
GEODESIE, DE LA CARTOGRAPHIE ET DE L'HYDROGRAPHIE; H) LES VOIES DE COMMUNICATION ET
LES SOURCES D'ENERGIE D'INTERET NATIONAL. PARA CES MATIERES POURRONT FAIRE L'OBJET
DE LEGISLATION DE LA PART DE L'AUTORITE FEDERALE ^{AVEC} ~~QUE DE~~ L'ACCORD DE L'ETAT INTERESSE.
PARA C. RELEVANT DE L'AUTORITE DE CHAQUE ETAT : A) LA POLICE ET LA GENDARMERIE POUR
LE MAINTIEN DE L'ORDRE ~~DANS~~ VILLES ET LES MILIEUX ~~RURAUX~~ DES ETATS B) LE DROIT
ELECTORAL DE CHAQUE ETAT C) LA SURETE INTERIEURE DES ETATS EN ACCORD AVEC LE POUVOIR
FEDERAL D) LA MONNAIE ET LA POLITIQUE DE CHANGE E) L'ENSEIGNEMENT F) LA NOMINATION
DES MAGISTRATS ET LA FIXATION DES REGLES COMPLEMENTAIRES AU STATUT DETERMINE PAR
L'AUTORITE FEDERALE. G) LA RADIODIFFUSION H) L'OCTROI DES CONCESSIONS AGRICOLES,
FORESTIERES ET MINIERES I) LES TAXES, REDEVANCES, DROITS ET IMPOTS QUELCONQUES SONT
FIXES ET LEVES PAR CHAQUE ETAT QUI LE VERSE A L'AUTORITE FEDERALE. PARA. ARTICLE III.-
LE PROJET DE LA NOUVELLE CONSTITUTION SERA ELABOREE PAR LA COMMISSION DONT FAIT ETAT
L'ARTICLE II. PARA. DES EFFORTS SERONT DEPLOYES POUR DONNER UN ELAN NOUVEAU AUX
TRAVAUX DE LA COMMISSION CONSTITUTIONNELLE ET LES ORIENTER VERS L'ADOPTION D'UN REGIME
FEDERAL TRES SOUPLE ASSURANT AUX ETATS MEMBRES UNE AUTONOMIE INTERNE REELLE. PARA.

ARTICLE IV. LE PROJET DE LA NOUVELLE CONSTITUTION SERA PRESENTE PAR LE GOUVERNEMENT CENTRAL AUX ASSEMBLEES LEGISLATIVES QUI SIEGERONT TOUTES CHAMBRES REUNIES. ELLE DEVRA ETRE APPROUVEE PAR LA MOITIE DES VOTANTS REPRESENTANT LA MOITIE DES ELUS. PARA. UNE FOIS LA CONSTITUTION APPROUVEE, ELLE SERA SOUMISE AU PEUPLE CONGOLAIS PAR VOIE DE REFERENDUM. LA NOUVELLE CONSTITUTION DEVRA ETRE APPROUVEE PAR CHACUN DES ETATS SELON LES PRINCIPES ENONCES PAR LE PRESIDENT KASAVUBU LE 30 JANVIER 1960 A LIEGE : QUOTE UNE DE SES PRINCIPALES TACHES SERAIT L'ELABORATION D'UNE CONSTITUTION FEDERALE SUR LA BASE DE LAQUELLE SERAIENT ELABOREES LES CONSTITUTIONS DE CHACUN DES ETATS FEDERES. CETTE CONSTITUTION SERAIT SOUMISE A L'APPROBATION DES PEUPLES CONGOLAIS ET ENSUITE ACCEPTEE OU REJETEE PAR UN REFERENDUM. ALORS SEULEMENT EN S'APPUYANT SUR CETTE CONSTITUTION, GARANTIE DEMOCRATIQUE DES PEUPLES, NOUS ORGANISERONS NOS ELECTIONS ET FORMERONS ENSUITE NOTRE GOUVERNEMENT DUMENT ELU. UNQUOTE PARA. LES ETATS AURONT ETE DETERMINEES PAR LA NOUVELLE CONSTITUTION ELLE-MEME ET AUCUN DE CEUX-CI NE POURRA DEPASSER LES LIMITES DES PROVINCES DE L'EX-CONGO BELGE. PARA. A DEFAUT D'ETRE APPROUVEE PAR VOIE DE REFERENDUM, LA NOUVELLE CONSTITUTION SERA SOUMISE A NOUVEAU A LA COMMISSION PREVUE A L'ARTICLE 6(3). PARA ARTICLE V. AFIN DE RETABLIR L'ENTENTE ET LA COOPERATION PENDANT LA PERIODE TRANSITOIRE ENTRE LE GOUVERNEMENT CENTRAL DE LEOPOLDVILLE ET LE GOUVERNEMENT DU KATANGA, LES RAPPORTS ENTRE LES DEUX PARTIES, SERONT CEUX MENTIONNES DANS LES ARTICLES CI-APRES, A MOINS QUE DE NOUVEAUX ACCORDS SUR DES MATIERES PARTICULIERES N'INTERVIENNENT. PARA.

6566B= ARTICLE VI. 1. AFIN DE FAVORISER LA RELANCE ECONOMIQUE DU CONGO, TOUT SERA MIS EN OUVRE POUR RETABLIR DANS LE PLUS BREF DELAI LA CIRCULATION DES PRODUITS ENTRE LE KATANGA ET LE CONGO PARA 2. LES DEPUTES ET SENATEURS ELUS AU KATANGA CONTINUERONT A SIEGER A LEOPOLDVILLE ET PARTICIPERONT AUX TRAVAUX DES ASSEMBLEES LEGISLATIVES AINSI QUE DE LEURS COMMISSIONS. PARA. 3. LES STRUCTURES ADMINISTRATIVES DE L'ETAT KATANGAIS TELS QU'ELLES EXISTENT A CE JOUR SONT MAINTENUS AINSI QUE LE PERSONNEL EN PLACE. PARA. 4. A) LA GENDARMERIE KATANGAISE EST MAINTENUE DANS SON ORGANISATION ET DEMEURE SOUS LE CONTROLE DES AUTORITES KATANGAISES. SEULEMENT APRES LA RATIFICATION DE LA NOUVELLE CONSTITUTION FEDERALE, LE COMMANDANT EN CHEF ET LES OFFICIERS SUPERIEURS PRETERONT SERMENT

AU PRESIDENT DE LA FEDERATION; CEPENDANT DES OFFICIERS DE L'ONU SERONT DELEGUES AU QUARTIER GENERAL DE L'ANC A LEOPOLDVILLE ET DE LA GENDARMERIE KATANGAISE A ELISABETHVILLE. CES OFFICIERS AURONT COMME MISSION D'HARMONISER LES RAPPORTS ENTRE LES DEUX ARMEES. B) LE PRINCIPE D'UNE MONNAIE UNIQUE POUR L'ENSEMBLE DE LA FEDERATION EST RECONNU. CEPENDANT, PENDANT LA PERIODE TRANSITOIRE, LA MONNAIE KATANGAISE CONTINUERA D'ETRE UTILISEE. PARA. APRES L'EMISSION D'UNE NOUVELLE MONNAIE DE LA FEDERATION, LA MONNAIE KATANGAISE SERA RETIREE DE LA CIRCULATION, SELON UN TAUX D'ECHANGE FIXE EN ACCORD AVEC LE GOUVERNEMENT FEDERAL. C) LE PASSEPORT KATANGAIS VAUT CELUI DE LA REPUBLIQUE DU CONGO DURANT TOUTE LA PERIODE DE TRANSITION. PARA. ARTICLE VII. DANS L'INTERET DES POPULATIONS CONGOLAISES, LA LIBERTE TOTALE DU TRAFIC ROUTIER, FLUVIAL, FERROVIAIRE ET AERIEN EST RETABLIE, NON SEULEMENT ENTRE LES DIFFERENTES PARTIES DU CONGO MAIS EGALEMENT AVEC L'EXTERIEUR. CHACUNE DES PARTIES CONTRACTANTES ORGANISERA CE TRAFIC. PARA IL EST BIEN ENTENDU QUE LE TRAFIC, MEME AERIEN EST ENTIEREMENT LIBRE SUR TOUTE L'ETENDUE DU KATANGA. PARA. ARTICLE VIII. IL EST CONSTITUE UN COMITE TRIPARTITE QUI COMPRENDRA DES REPRESENTANTS CIVILS DU GOUVERNEMENT CENTRAL, DE L'ONU ET DU GOUVERNEMENT DU KATANGA. LE COMITE AURA LE DROIT DE CIRCULER A TRAVERS TOUT LE KATANGA ET LE CONGO. IL AURA NOTAMMENT POUR MISSION DE VERIFIER L'IMPORTATION EVENTUELLE D'ARMES ET LE RETRAIT DES FORCES DE L'ANC DE QUELQUES LOCALITES DU KATANGA OU ELLES SE TROUVENT. PARA ARTICLE IX. LES TECHNICIENS NECESSAIRES AU BON FONCTIONNEMENT DES SERVICES ADMINISTRATIFS DU KATANGA SERONT RECRUTES LIBREMENT PAR LES AUTORITES DU KATANGA. PARA LE GOUVERNEMENT DU KATANGA COMMUNIQUERA AU GOUVERNEMENT CENTRAL LES NOMS DES TECHNICIENS QU'IL RECRUTE. PARA ARTICLE X. LES FRONTIERES ACTUELLES DU KATANGA TELLES QU'ELLES ETAIENT FIXEES AU 30 JUIN 1960 NE SERONT PAS MODIFIEES, A MOINS QUE L'ASSEMBLEE DU KATANGA DONNE SON ASSENTIMENT A UNE TELLE MODIFICATION AU MOINS A LA MAJORITE DES DEUX TIERS DE SES MEMBRES PRESENTS. L'AUTORITE DU GOUVERNEMENT D'ELISABETHVILLE EST RECONNUE SUR TOUTE L'ETENDUE DU KATANGA. PARA. ARTICLE XI. LE KATANGA SOUHAITE QUE LE CONTENTIEUX

BELGO-CONGOLAIS SOIT LIQUIDE DANS LES MEILLEURS DELAIS; A CET EFFET, IL EXIGE DE FAIRE PARTIE DE LA COMMISSION CHARGEE DE LA LIQUIDATION DE CE LITIGE. PARA ARTICLE XII. LE PRESENT ACCORD, SCELLANT LA RECONCILIATION NATIONALE, SERA ACCOMPAGNEE D'UNE AMENISTIE POLITIQUE GENERALE ET EN CONSEQUENCE TOUS LES DETENUS POLITIQUES A QUELQUE PARTI QU'ILS APPARTIENNENT SERONT IMMEDIATEMENT LIBERES. UNQUOTE.

RG/jg

Mr. Gardiner

1878

THEY ARE THE ONLY TWO WHO HAVE BEEN
IN THE HOUSE SINCE THE DEATH OF
THE OTHER TWO. THE OTHER TWO
WERE KILLED BY THE BOMBING OF
THE HOUSE OF COMMONS IN 1840.
THEY WERE THE ONLY TWO WHO
WERE NOT KILLED BY THE BOMBING
OF THE HOUSE OF COMMONS IN 1840.

OUTGOING CLEAR CABLE

ROUTINE

Léopoldville , 10 May 1962

UNATIONS NEWYORK

G- 565 .

FOLLOWING RECEIVED FROM ROLZ-BENNETT (ELLEC 666) . QUOTE . FOLLOWING
RECEIVED FROM TSHOMBE QUOTE SR/449/ NV , ELISABETHVILLE le 9 MAI 1962 ,
TELEGRAMME DESTINE A MONSIEUR GARDINER, CHARGE DE LA MISSION DE L'ORGANISATION
DES NATIONS UNIES AU CONGO. MONSIEUR LE CHARGE DE MISSION, J'AI BIEN RECU VOTRE
TELEGRAMME QUI M'A ETE TRANSMIS PAR MONSIEUR ROLZ-BENNETT. PARA. J'AI ETE TRES
TOUCHE DE CE QUE VOUS Y DECLAREZ A MON EGARD. CROYEZ BIEN QUE DEPUIS QUE J'AI
EU L'OCCASION DE VOUS CONNAITRE DAVANTAGE, J'AI HAUTEMENT APPRECIE VOS QUALITES
D'AFRICAIN N'AYANT QU'UN SOUCI : RESCUDRE D'UNE MANIERE AFRICAINE ET PAR LA
NEGOCIATION, LE PROBLEME CONGOLAIS . PARA. DURANT VOTRE SEJOUR ICI, VOUS AVEZ
PU VOUS RENDRE COMPTE DE MES DESIRS ET DE MA DETERMINATION AINSI QUE CEUX
DE MON GOUVERNEMENT DE N'EPARGNER AUCUN EFFORT POUR ABOUTIR A UNE SOLUTION
REALISTE ET DEFINITIVE DU PROBLEME CONGOLAIS. PARA. JE SUIS CERTAIN QUE SI
TOUS NOUS METTONS NOTRE BONNE VOLONTE, NOTRE HONNETETE ET NOTRE RESPECT
DES OPINIONS D'AUTRUI A LA DISPOSITION D'UN SEUL BUT ; CELUI DE RESCUDRE
LA CRISE QUE CONNAIT LE CONGO EX-BELGE , NOUS ARRIVERONS RAPIDEMENT A UNE
SOLUTION ET NOUS RESOLVERONS AINSI UN PROBLEME EPINEUX NON SEULEMENT DANS
L'INTERET DES POPULATIONS CONGOLAISES, MAIS ENCORE DE L'AFRIQUE ENTIERE PARA
C'EST DANS CET ESPRIT QUE J'AURAI VOULU DISCUTER AVEC VOUS DAVANTAGE. MA

SANTE NE L'A PAS PERMIS, MAIS J'ESPERE UNE NETTE AMELIORATION DANS LES
PROCHAINS JOURS ET POUVOIR AINSI PASSER MA CONVALESCENCE A LEOPOLDVILLE. PARA.
JE VOUS PRIE DE RECEVOIR, MONSIEUR LE CHARGE DE MISSION, LES ASSURANCES DE
MA TRES HAUTE CONSIDERATION . LE PRESIDENT DU KATANGA, MOISE TSHOMBE . UNQUOTE.

OUTGOING CODE CABLE

ok ppe

PRIORITY

TO: SECGEN, New York
FROM: GARDINER, Leopoldville
DATE: 10 MAY 1962
NUMBER: G- 564

rec'd 10/5-

SECRET

FOLLOWING RECEIVED FROM ROLZ-BENNETT (ELLEO 665): QUOTE

REUR EV 403 AND G-303 WE FEEL TIME HAS NOW COME TO EFFECT
BELINA'S EXPULSION AND THEREFORE PROPOSE AS SOON AS NEW YORK HAS GIVEN
AUTHORIZATION, TO PLACE HIM UNDER DETENTION AND AFTER INTERROGATION
SEND HIM TO LEO FOR FURTHER ACTION. PLEASE CONSULT NEW YORK AND
ADVISE. UNQUOTE

HAVE REPLIED AS FOLLOWS: (EV-615): QUOTE

YOUR ELLEO 665 TRANSMITTED TO NEWYORK. UNLESS YOU SEE
SOME SPECIAL REASON FOR IMMEDIATE ACTION AGAINST THE PERSON IN QUESTION,
EYE WOULD SUGGEST WE WITHHOLD ACTION UNTIL AT LEAST THE ARRIVAL OF THE
DELEGATION FOR TALKS HERE. WILL FORWARD NEWYORK'S REACTION ~~ON THIS~~
ON RECEIPT. UNQUOTE

RKG/ln

OUTGOING CODE CABLE

PRIORITY

OK
DF

To : SECGEN, NEW YORK

From : GARDINER, LEO

Ref w/s

Date : 10 May 1962

No : G-563

SECRET

FOLLOWING FROM ROLZ-BENNETT (ELLEO 661) QUOTE FOLLOWING LETTER RECEIVED FROM TSHOMBE TODAY SUBQUOTE MONSIEUR LE SECRETAIRE GENERAL, J'AI L'HONNEUR DE VOUS TRANSMETTRE CI-JOINT LE TEXTE D'UN PROJET D'ACCORD A CONCLURE ENTRE M. LE PREMIER MINISTRE ADOULA AU NOM DU GOUVERNEMENT CENTRAL ET MOI-MEME AU NOM DU GOUVERNEMENT KATANGAIS. LA SIGNATURE DE CETTE CONVENTION POURRAIT CLOTURER LES CONVERSATIONS QUI VONT REPRENDRE A LEOPOLDVILLE DANS QUELQUES JOURS. A LA LECTURE DE CE TEXTE, VOUS POURREZ CONSTATER QU'IL RENCONTRE ADEQUATEMENT LES VOEUX EXPRIMES PAR M. ADOULA DANS SA LETTRE DU 16 AOUT 1962 LORSQU'IL ECRIT QUOTE RELATIVEMENT AU FOND DE VOTRE PROPOSITION, JE PARTAGE VOTRE SOUCI D'ASSURER AUX PROVINCES LA PLUS LARGE AUTONOMIE DE GESTION POSSIBLE. UNQUOTE MON GOUVERNEMENT EST DISPOSE A PRESENTER AU PARLEMENT UN PROJET DE CONSTITUTION QUI TIENNE COMPTE DES DIVERS QUOTE PARTICULARISMES REGIONAUX UNQUOTE. LE PROJET QUE J'AI L'HONNEUR DE VOUS SOUMETTRE REpond A MON SENS A CES EXIGENCES ET JE SERAIS HEUREUX DE CONNAITRE L'OPINION DE L'ORGANISATION DES NATIONS UNIES A CE SUJET. JE TIENS A ATTIRER VOTRE ATTENTION SUR LE FAIT QU'A AUCUN MOMENT NOUS N'AVONS VOULU NOUS DETACHER DE FACON IRREMIABLE DE NOS FRERES DU CONGO. L'ARTICLE 1, ALINEA 3, DE NOTRE CONSTITUTION STIPULE CLAIREMENT QUOTE L'ETAT DU KATANGA ADHERE AU PRINCIPE DE L'ASSOCIATION AVEC D'AUTRES CONTREES DE L'ANCIEN CONGO BELGE POURVU QU'ELLES SOIENT ELLES-MEMES ORGANISEES POLITIQUEMENT DANS LE RESPECT DE L'ORDRE ET DU DROIT. IL OUVRIRA LES NEGOCIATIONS POUR CONSTITUER AVEC ELLES UNE CONFEDERATION FONDEE SUR L'EGALITE DES PARTENAIRES UNQUOTE. CETTE DISPOSITION DE NOTRE CONSTITUTION N'EST PAS RESTEE LETTRE MORTE ET, A DE NOMBREUSES REPRISES, MON GOUVERNEMENT ET MOI-MEME AVONS DEPLOYE TOUS LES EFFORTS POSSIBLES POUR ARRIVER A UN ACCORD AVEC LE CONGO. DES APRES LES MUTINERIES DE JUILLET 1960,

SECRET

NOUS APPORTIONS L'ASSISTANCE DU KATANGA AUX LEADERS DE LEOPOLDVILLE ET NOTAMMENT MM. ILEO ET ADOULA ET, LE MINISTRE KIMBA, DES AOUT 1960 SE RENDIT A BRAZZAVILLE POUR RENCONTRER LES LEADERS DU CONGO. EN DECEMBRE 1960 JE PRESIDAIS UNE CONFERENCE A BRAZZAVILLE A LAQUELLE ASSISTAIENT DU COTE KATANGAIS LE MINISTRE KIMBA ET DU COTE CONGOLAIS MM KASAVUBU, ILEO, BOMBOKO, ADOULA ET KALONDJI. CHACUN RECONNUT QUE L'APPLICATION PURE ET SIMPLE DE LA LOI FONDAMENTALE CONDUIRAIT A UN ECHEC ET QU'IL FALLAIT REVOIR LES STRUCTURES DU CONGO. A CETTE OCCASION, LE PRESIDENT KASAVUBU ET TOUS LES DELEGUES REMERCIERENT LE KATANGA DE TOUT CE QU'IL FAIT. UNE NOUVELLE INITIATIVE DU KATANGA PERMET LA SIGNATURE D'UN ACCORD MILITAIRE CREANT L'AXE LEOPOLDVILLE, BAKWANGA, ELISABETHVILLE, LE PROTOCOLE PORTANT LA SIGNATURE DE MM. ILEO, ADOULA, KALONDJI ET NGALULA OUTRE LA MIENNE. J'AI EGALEMENT EU L'INITIATIVE DE LA CONFERENCE D'ENTENTE NATI BALE TANANARIVE, DONT JE ME PERMETS DE JOINDRE LES RESOLUTIONS A LA PRESENTE. TOUS LES LEADERS DE L'EX CONGO BELGE SAUF M. GIZENGA Y ETAIENT PRESENTS. APRES UN ACCORD SUR LES PRINCIPES, LA CONFERENCE DE COQUILHATVILLE AURAIT DU PERMETTRE L'APPLICATION DES RESOLUTIONS PRISES A TANANARIVE. MON ARRESTATION A COQUILHATVILLE AINSI QUE CELLE DE M. MINISTRE KIMBA ET DE MA SUITE EST UN FAIT REGRETTABLE QUI EST A LA BASE DU RETARD APPORTE A TROUVER UNE SOLUTION AU PROBLEME CONGOLAIS. NOUS N'AVONS TOUTEFOIS JAMAIS CESSÉ NOS TENTATIVES POUR ARRIVER A UNE RECONCILIATION. OUTRE L'ENONCIATION DES PRINCIPES D'UN ACCORD DEFINITIF CE TEXTE COMPREND DES DISPOSITIONS TRANSITOIRES QUI DOIVENT PERMETTRE D'ORIENTER LENTEMENT DANS LE CALME LES DIFFERENTES PARTIES DE L'EX CONGO-BELGE TIRER L'ORDRE ET LA DISCIPLINE QU'EXIGE L'INSTAURATION D'UN VERITABLE ETAT. CETTE PERIODE TRANSITOIRE POURRA ETRE MISE A PROFIT PAR LES AUTRES REGIONS DU CONGO POUR SE REORGANISER ET ETABLIR LES INSTITUTIONS PLUS OU MOINS COMPARABLES A CELLES QUE NOUS AVONS MISES SUR PIED AU KATANGA. EN EFFET, DURANT CETTE PERIODE TROUBLEE NOUS AVONS LEGIFERE DANS DE NOMBREUX DOMAINES ET NOTAMMENT EN MATIERE SOCIALE NOUS AVONS PROMULGUE LES LOIS EN MATIERE DE LOUAGE DE SERVICE ET INSTAURE TOUT UN SYSTEME DE SECURITE SOCIALE DONT

SECRET

NOUS NOUS FLATTONS QU'IL SOIT UN DES PLUS BEAUX INSTAURE EN AFRIQUE NOIRE. IL SERAIT REGRETTABLE QU'UNE UNION VIOLENTE ET PRECIPITEE AVEC LE RESTE DU CONGO NE COMPROMETTE L'OEUVRE QUE NOUS AVONS REALISEE TANT DU POINT DE VUE SOCIAL ENONCE PLUS HAUT QUE DU POINT DE VUE ECONOMIQUE. VOUS VERREZ A LA LECTURE DES DOCUMENTS QUE JE JOINS QUE NOUS AVONS GARDE NOTRE APPAREIL ECONOMIQUE INTACT. CECI NE FUT PAS REALISE DANS UN BUT EGOISTE MAIS EN VUE DE VENIR EN AIDE A NOS FRERES DE L'EX CONGO-BELGE. SUR CETTE AIDE, LE CONGO EN A DEJA PROFITE. A UN MOMENT CRITIQUE LE GENERAL MOBUTU ET SON EQUIPE ONT RECU DES FONDS QUI LEUR ONT PERMIS DE SAUVER LE CONGO DU NAUFFRAGE TOTAL EN RASSEMBLANT CERTAINS CORPS D'ARMEE ET EN INSTAURANT LE COLLEGE DES COMMIS- SAIRES GENERAUX. NOUS AVONS CONCLU AVEC LE SUD ET LE NORD KASAI DES ACCORDS COMMER- CIAUX QUI RELEVANT DE L'AIDE FINANCIERE. ENFIN CHAQUE FOIS QUE NOUS L'AVONS PU NOUS AVONS REPRIS LES ECHANGES COMMERCIAUX AVEC LEOPOLDVILLE. IL NOUS A ETE IMPOSSIBLE DE FAIRE DAVANTAGE DEVANT L'ANARCHIE ET LE DESORDRE QUI REGNAIENT EN DEHORS DU KATANGA. JE SUIS CONVAINCU QUE SI LES NATIONS UNIES POURSUIVENT LEURS EFFORTS DE REDRESSEMENT TELS QU'ELLES LE FONT ACTUELLEMENT ET DONT TOUT LE PEUPLE KATANGAIS LEUR SAIT GRE, LE CONGO NE TARDERA PAS A RETROUVER SON EQUILIBRE. MON GOUVERNEMENT ET MOI-MEME SOUHAITONS QUE LES BONS RAPPORTS QUI EXISTENT AVEC L'ONU SE DEVELOPPENT ENCORE ET A CET EFFET NOUS DESIRONS EXPRIMER AVEC FORCE LA VOLONTE QUE NOUS AVONS DE TRAVAILLER EN COMMUN. CECI EST POUR LE BIEN DU PAYS AVEC L'ORGANISATION AU SERVICE DE LAQUELLE VOUS APPORTEZ LE MEILLEUR DE VOUS-MEME AINSI QU'AVEC SES INSTITUTIONS SPECIALISEES. GRACE A VOTRE COLLABORATION ET LA BONNE VOLONTE DE NOTRE PEUPLE QU'EXALTENT LES GRANDES TACHES, NOUS ENTRERONS, DANS CETTE PARTIE DE L'AFRIQUE CENTRALE, DANS UNE NOUVELLE PHASE CONSTRUCTIVE CETTE FOIS. CE SERA POUR LE BIEN ET LA PAIX DU CONGO, DE L'AFRIQUE ET DU MONDE TOUT ENTIER. VEUILLEZ AGREER, MONSIEUR LE SECRETAIRE GENERAL, L'ASSURANCE DE MA TRES HAUTE CONSIDERATION. LE PRESIDENT DU KATANGE TSHOMBE. P.J. PROJET DE CONCLUSIONS DES ENTRETIENS DE

SECRET

LEOPOLDVILLE. CONSTITUTION DE L'ETAT DE KATANGA, DOCUMENTS REMIS PAR LE CHEF
DE L'ETAT DU KATANGA A LA CONFERENCE DE BRAZZAVILLE, MEMORANDUM DISTRIBUE A
NEWYORK PAR M. LE MINISTRE KIMBA A L'ASSEMBLEE GENERALE DES NATIONS UNIES
D'OCTOBRE 1960, ACCORDS LEOPOLDVILLE-BAKWANGA-ELISABETHVILLE (4), RESOLUTIONS
NO. 1 DE LA CONFERENCE DE TANANARIVE RELATIVE A LA FORME ET STRUCTURES POLITIQUES,
PROJET DE CONSTITUTION PRESENTE A COQUILHATVILLE ET COMMENTAIRES, RAPPORT
SUB
ECONOMIQUE. UNQUOTE PARA ATTACHMENTS TO LETTER WILL BE SENT BY POUCH TOMORROW.
UNQUOTE

OUTGOING CLEAR CABLE

382 MAY -9 1962
ROUTINE

LEOPOLDVILLE
9 May 1962

UNATIONS NEWYORK

G- 562

BUNCHE FROM GARDINER STOP REUR 2803 WE ^{HAVE} INVESTIGATED CHARGES
BUT FIND NO EVIDENCE TO SUBSTANTIATE ALLEGATIONS OF PRESIDENT
OF NTO BAKO

RKG/ln

Authorized: R. K. Gardiner

OUTGOING CODE CABLE

PRIORITY

TO : SECGEN, New York
FROM : GARDINER , Léopoldville
DATE : 9 ^{May} ~~April~~ 1962
No : G - 561

Ref 9/5

OK
XOW

SECRET

FOLLOWING RECEIVED FROM ELISABETHVILLE (UNNUMBERED) . QUOTE : REFEL 168.
GARDINER KHIARY FROM VAN SOEREN . HERewith REPORT COVERING PERIOD 30 APRIL
TO 6 MAY INCLUSIVE. FOOD SITUATION STABLE EXCEPT FOR TEMPORARY OIL SHORTAGE
STILL PENDING. PROJECT FAMILY REUNION EVACUATED 178 PEOPLE . MEDICAL
DEPARTMENT 422 CASES ATTENDED DAILY, COUNSELLING AND REFERRALS TO OTHER
OFFICES AS USUAL. I MORE SOCIAL WORKER ARRIVED AND ACTIVE. MOST IMPORTANT
FACT DURING THIS WEEK WAS GREEN LIGHT FOR MASS TRANSPORT. SUNDAY 6 MAY
TEAM OF 15 PEOPLE COMPLETED LISTING OF 1005 PEOPLE WHO WANT REPATRIATION
LULUABOURG. IF WE SUSPEND OTHER WORK, CAMP CLEARANCE OFFICE CAN PREPARE
DOCUMENTATION AND DEPARTURE FOR 2 TRAIN LOADS OF 1000 PEOPLE PER WEEK. IF
HOWEVER DOCUMENTATION CAN BE REPLACED BY SIMPLY CHECKING KATANGESE OR
CONGOLESE IDENTITY CARDS AND BY CERTIFYING VACCINATION AS A GROUP INSTEAD
OF INDIVIDUALLY THE PROCEDURE WILL BE CONSIDERABLY FASTER AND WE CAN
ARRANGE FOR DAILY TRANSPORTS OF UP TO 1000 THIS OBVIOUSLY MAY CREATE
VARIETY OF PROBLEMS SUCH AS AVAILABILITY OF LOCAL OR LONG DISTANCE TRANSPORT,
SUPPLIES, RECEPTION ARRANGEMENTS. THIS COULD BE SIMPLIFIED BY WIDE CHOICE
OF AIRPORT DESTINATIONS USING DIFFERENTLY SIZED PLANES TO REACH MANY PLACES.
DAILY ASSEMBLING AND DAILY EVACUATION OF 1000 REFUGEES POSSIBLE IF WE
CONTINUE TO ENTRAIN REFUGEES DIRECTLY IN CAMP . UNQUOTE

SECRET

OUTGOING CODE CABLE

PRIORITY

ok
for

TO: BUNCHE, New York
FROM: GARDINER, Leopoldville *RKG 8/5*
DATE: 8 May 1962
NUMBER: G- 560

FOLLOWING FROM E'VILLE (REFEL 171): QUOTE

THE ROBERT GARDINER TRAIN HAS LEFT REFUGEE CAMP

ELI AT 1525 LT MAY 8. UNQUOTE

RKG/ln

8R/moz

OUTGOING CODE CABLE

PRIORITY

TO: BUNCHE, New York
FROM: GARDINER, Leopoldville
DATE: 8 MAY 1962
NUMBER: G- 559

Rich/s

REUR 3281.

1. U.S. EMBASSY HAVE NOT REPEAT NOT REQUESTED PRIVATE CONSULTATIONS WITH JULIAN AND WE DO NOT BELIEVE THEY WILL MAKE SUCH REQUEST. ON THIS QUESTION WE HAVE SO FAR ADOPTED FLEXIBLE POSITION AS WOULD SEEM REASONABLY TO ACCORD WITH SECGEN'S AND MEMBER STATE'S POSITION UNDER SECCO RESOLUTIONS. ACCORDINGLY, IF NATIONAL REPRESENTATIVE SHOWED CO-OPERATION AND UNDERSTANDING OF UN AIMS WE WOULD NOT OBJECT TO PRIVATE CONSULTATIONS. THUS, DURING E'VILLE INTERROGATION, U.S. REPRESENTATIVE WAS PERMITTED BRIEF PRIVATE CONSULTATION WITH JULIAN WHICH PROVED BENEFICIAL FOR PURPOSES INTERROGATION (SEE PAGE 55 TRANSCRIPT). SHOULD NATIONAL REPRESENTATIVE HOWEVER APPEAR TO ACT MAINLY IN ROLE OF PRIVATE ADVOCATE IN ADVERSARY PROCEEDINGS TO EXTRICATE DETAINEE FROM PRE-DICAMENT DESPITE CLEAR PRIMA FACIE EVIDENCE OF HIS FALLING UNDER RESOLUTION AND IN TOTAL DISREGARD HIS COUNTRY'S OBLIGATIONS UNDER SECCO RESOLUTIONS, WE FEEL THAT WE SHOULD BE IN POSITION TO DISALLOW SUCH CONSULTATIONS OR AT LEAST TO POSTPONE DECISION AND RESERVE POSITION UNTIL WE HAVE COMPLETED NECESSARY PRELIMINARY FINDINGS, AS PRIVATE CONSULTATIONS UNDER SUCH CIRCUMSTANCES WOULD TEND TO

OBSTRUCT ACHIEVEMENT SECURITY COUNCIL AIMS EVEN FURTHER AND NOT SERVE CAUSE OF JUSTICE. SINCE INFORMATION OBTAINED IN SUCH INTERROGATIONS WILL NOT BE USED BY UN TO PREPARE CRIMINAL CASE AGAINST PERSON APPREHENDED UNDER SECCO RESOLUTION, DO NOT CONSIDER HIM QUOTE ACCUSED UNQUOTE IN TECHNICAL SENSE AND CONSEQUENTLY DO NOT FEEL SUCH PERSON EVEN BY ANALOGY ENTITLED GENERALLY RECOGNIZED RIGHTS OF ACCUSED EXCEPT TO EXTENT COMPATIBLE WITH AIMS RESOLUTION. UN AUTHORITY TO QUESTION PERSON IN SUCH MANNER WITHOUT PREJUDICE TO HIS LEGAL RIGHTS IN EVENTUAL LEGAL PROCEEDINGS UNDER COMPETENT NATIONAL JURISDICTION. REALIZE THAT ABOVE APPROACH IS DANGEROUS IN THEORY BUT SEE NO SATISFACTORY ALTERNATIVE MEETING REQUIREMENTS OF SITUATION.

2. QUESTION OF PROVIDING JULIAN WITH LEGAL COUNSEL AROSE BECAUSE JULIAN MADE REQUEST FOR LAWYER TO U.S. VICE-CONSUL. MATTER WAS DISCUSSED ON 2 AND 3 MAY WITH U.S. VICE-CONSUL AND EMBASSY COUNSELLOR GODLEY WHO SHOWED COMPLETE UNDERSTANDING OUR POSITION AS OUTLINED G-538. WE STRESSED PURPOSES AND NATURE THIS INVESTIGATION NOT INVOLVING JUDICIAL PROCESS. INFORMATION OBTAINED WOULD NOT BE USED BY UN TO PREPARE CRIMINAL CASE AGAINST JULIAN, WHO, AFTER COMPLETION UN PRELIMINARY FINDINGS, WOULD BE ENTITLED FULL ENJOYMENT OF HIS LEGAL RIGHTS IF LEGAL PROCEEDINGS INSTITUTED AGAINST HIM. GODLEY INDICATED U.S. AUTHORITIES ONLY MILDLY INTERESTED THIS ASPECT AND THAT HE PERSONALLY BELIEVED JULIAN NOT ENTITLED TO SERVICES LAWYER AT THIS STAGE (NOTE ON THIS DISCUSSION POUCHED TODAY), MAIN INTEREST U.S. AUTHORITIES BEING QUICK DISPOSAL BY UN OF CASE THROUGH EVACUATION

JULIAN. GODLEY STRESSED INFORMATION LEADING TO JULIAN'S APPREHENSION CAME FROM U.S. SOURCES. HE EXPLAINED HOWEVER THAT U.S. REGULATIONS REQUIRE EMBASSY ASSIST U.S. CITIZENS IN DIFFICULTIES ABROAD IN OBTAINING LEGAL ADVICE AND TO THAT EFFECT EMBASSY RULE PROVIDED IT SHOULD PRESENT ITS NATIONAL WITH LIST OF LAWYERS FROM WHICH HE MAY CHOOSE. IN VIEW OF THIS AND PERSONAL CHARACTERISTICS JULIAN (PUBLICITY, HIS THREATS OF POLITICAL PRESSURE, COMPLAINT OF NEGLECT BY U.S. ^{EMBASSY} ~~AUTHORITIES~~ IN LETTER HE WROTE TO U.S. PRESIDENT) GODLEY REQUESTED THAT WE CONFIRM OUR POSITION IN WRITING SO THAT US EMBASSY WOULD BE FULLY COVERED.

THERE BEING NO DIFFERENCE OF VIEW BETWEEN US EMBASSY AND ONUC ON THIS POINT, WE REQUEST YOUR PERMISSION TO OMIT LAST SENTENCE YOUR 3247 FROM LETTER MARCELLA/GODLEY, OR TO MAKE CLEAR BY SLIGHT CHANGE OF WORDING OR ELSE IN REPLY TO EVENTUAL QUESTIONS BY GODLEY THAT WORDS "PERMIT U.S. REPRESENTATIVE TO PROVIDE HIM WITH LEGAL ADVICE" DO NOT IMPLY THAT EMBASSY MAY PROVIDE JULIAN WITH PRIVATE LAWYER AS PER THEIR REGULATIONS (REFERENCE G-542). WE FEEL THAT TO PERMIT THIS WOULD CONSTITUTE DEPARTURE FROM PAST PRACTICE AND SET MOST UNFORTUNATE PRECEDENT FOR FUTURE AS IT WOULD MAKE IT VIRTUALLY IMPOSSIBLE FOR US TO DEAL WITH FUTURE A-2 CASES. FIRST PART OF THIS SENTENCE (PERMISSION US REPRESENTATIVE TO CONSULT WITH JULIAN BEFORE OR AFTER INTERROGATIONS) MAY BE INTERPRETED TO MEAN THAT REPRESENTATIVE SHOULD NOT BE PRESENT DURING INTERROGATIONS. WE UNDERSTAND HOWEVER YOU HAVE NO OBJECTION TO HIS PRESENCE

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AS OBSERVER AS THIS PROVED IN OUR INTEREST TO PROTECT UN AGAINST
WILD ACCUSATIONS BY JULIAN OF QUOTE THIRD DEGREE METHODS UNQUOTE
AND TO SPUR JULIAN'S COOPERATION IN ANSWERING QUESTIONS. GRATEFUL
IF LAST SENTENCE BUT ONE IN DRAFT REPLY G-538 (BEGINNING WITH
"NEEDLESS TO SAY, HOWEVER, . . .") COULD BE RETAINED.

ZFM/ln
rtm