

# INCOMING TELEGRAM Department of State

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FM AMEMBASSY LONDON

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INFI RUEKDA/DOD WASHDC 161

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SECRET SET 1 OF 3 SEPT 25

REF: DEPT'S A-175, SEPT 11; DEPTTEL 1501

INDIAN OCEAN ISLANDS

FOLLOWING IS MEMCON OF KITCHEN-PECK MEETINGS THIS SUBJECT SEPT 23 AND 24. OTHER UK REPS INCLUDED GRAHAM AND MORLAND, FONOFF: BURLACE, MOBERLY AND HOLTON, MOD: FAIRCLOUGH, BLAICKLEY AND TERRELL, COLOFF: NICHOLLS; TREASURY.

1. PRIVATE MEETING AT FONOFF. KITCHEN NOTED THAT TWO AND A HALF - THREE WEEKS PREVIOUSLY SECDEF HAD REQUESTED REVIEW OF US COMMUNICATIONS REQUIREMENTS ON DIEGO GARCIA, NEW DEVELOPMENT

PAGE 2 RUEHLL 597C SECRET WHICH HE HAD WAITED TO CONVEY PERSONALLY TO PECK, IN SPIRIT OF COOPERATION GOVERNING US/UK RELATIONS THIS AREA. IN RESPONSE PECK'S INQUIRY, KITCHEN ASSURED HIM THIS REVIEW IN NO WAY DIMINISHED US INTERESTS IN CHAGOS ARCHIPELAGO, AND PROVIDED PECK BRIEFING NOTE ON SUBJECT (COPY AVAILABLE IN DEPT AND DOD).

PECK STATED MAURITIUS CONFERENCE WOULD REACH "CRUNCH" NEXT DAY. HE ADVISED IN CONFIDENCE PM WAS SEEING RAMGOOLAM THAT MORNING, AND INTENDED TO TAKE FIRM LINE WITH HIM.

PECK AND GRAHAM SAID THAT ALTHOUGH DRAFT AGREEMENT ON SEYCHELLES TRACKING STATION (TAB C, REF AIRGRAM) NOT FORMALLY LINKED WITH CONTEMPLATED PROCEEDINGS REGARDING MAURITIUS, IT WAS DIFFICULT TO PUSH AGREEMENT THROUGH, OVER OPPOSITION SEYCHELLOIS EXEC COUNCIL, UNTIL MAURITIAN TERMS KNOWN. KITCHEN SAID US COULD

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UNDERSTAND THAT TRACKING STATION NEGOTIATIONS MIGHT RUN IN PARALLEL WITH OTHER PROCEEDINGS, BUT WE DID NOT WANT WAIT 6, 8 OR 10 MONTHS, AND THEREFORE URGED DRAFT AGREEMENT BE CLEARED IN ADVANCE OF SETTLEMENT.

IN ANSWER PECK'S ASSERTION THAT BROAD ARRANGEMENTS ENVISIONED TAB B REF AIRGRAM WOULD APPLY ONLY TO DIEGO UNTIL OTHER INSTALLATIONS BUILT, KITCHEN SAID THIS WOULD NOT ENABLE US TO SAY TO CONGRESS US HAD OBTAINED ASSURED ACCESS. PUBLICATION OR REGISTRATION THIS DOCUMENT WITH UN IN PRESENT FORM NOT REALLY

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ENVISIONED BY US, ALTHOUGH THIS WOULD BE ACCEPTABLE, AND WE WOULD THEREFORE BE FULLY PREPARED IF NECESSARY TO CHANGE FORM FROM AGREEMENT TO MEMO OF UNDERSTANDING.

KITCHEN EMPHASIZED THAT PRICE IN WORLD OPINION HAD ALREADY INCREASED SINCE LAST YEAR AND WOULD CONTINUE TO RISE. THUS IT APPEARED IMPERATIVE TO MAKE PROGRESS ON NECESSARY ARRANGEMENTS WITH MAURITIUS AND SEYCHELLES. PECK SAID NUB OF PROBLEM AT PRESENT CONFERENCE WAS THAT ONLY A PORTION OF MAURITIANS WANTED INDEPENDENCE.

2. PLENARY. BRITISH (FAIRCLOUGH, COLOFF) PRESENTED CURRENT STATE MAURITIUS CONSTITUTIONAL CONVENTION, PROGRESS IN RETAINING DIEGO GARCIA AND UK POSITION REGARDING SEYCHELLES TRACKING STATION AGREEMENT. US (KITCHEN) REAFFIRMED US DESIRE TO PROCEED WITH PROJECT, EXPRESSED CONCERN OVER DELAYS IN PROGRESS AND REDEFINED AMOUNT AND PARAMETERS US FINANCIAL COMMITMENT.

FAIRCLOUGH POINTED OUT THAT MAURITIANS SPLIT THREE WAYS ON CHOICE OF POLITICAL FUTURE, I.E., INDEPENDENCE, FREE ASSOCIATION WITH GREAT BRITAIN OR STATUS QUO. THIS DIVERGENCE OF OPINION COUPLED WITH EXHORBITANT QUID PRO QUO DEMANDS, OF WHICH WE ALREADY AWARE, HAD RETARDED CONCLUSION OF NEGOTIATIONS. WITH REGARD LATTER, ISLANDERS CONCENTRATING ON LONG TERM

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ECONOMIC ASSISTANCE IN AREA OF TRADE (SUGAR, RICE, WHEAT, ETC.). IT IS CLEAR THAT DESPITE UK EFFORTS TO THE CONTRARY, THE MAURITIANS REGARD THEIR POLITICAL FUTURE AND UK RETENTION PLANS

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INTER-RELATED.

BRITISH PLAN TACKLE SEYCHELLES PROBLEM IMMEDIATELY AFTER MAURITIUS ISSUES RESOLVED. SINCE TRACKING STATION REQUIRES SEYCHELLOIS ACCEPTANCE AND LATTER WILL RELATE THIS ACTIVITY DIRECTLY WITH US-UK PLANS FOR RETENTION OF ALDABRA, DES ROCHES AND FARQUHAR, IN A BARGAINING SENSE, BRITISH NOT YET PREPARED TO FORMALIZE AGREEMENT.

KITCHEN RESPONDED THAT US WAS BECOMING INCREASINGLY CONCERNED OVER PROTRACTED NATURE OF THE PROCEEDINGS. WITH REFERENCE TO MAURITIANS BARGAINING POSITION, INTEREST OF USG IN INDIAN OCEAN ISLAND PROJECT WAS UNDIMINISHED, NONE THE LESS IT REASONABLE CERTAIN THAT COMMITMENT TO SHARE RETENTION COSTS UP TO TOTAL OF FOURTEEN MILLION DOLLARS COULD NOT BE INCREASED. FINALLY, SHOULD BE CLEAR WE REGARDED THIS COMMITMENT AS COVERING COST OF RESERVING ALL FOUR ISLANDS, INCLUDING WHATEVER MAY BE REQUIRED TO ASSURE FUTURE OF TRACKING STATION ON MAHE.

3. WORKING GROUP C. TERRELL STATED THAT WHEN TRACKING STATION AGREEMENT WAS PRESENTED BY GOVERNOR TO SEYCHELLOIS EXEC COUNCIL, LATTER REFUSED TO CONSIDER IT ON MERITS; THEY DESIRE AIRFIELD OR

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LARGE CAPITAL DONATION AS QUID PRO QUO. EXEC COUNCIL SAID IF EITHER THEY OR UK AGREED TO THIS DRAFT, WOULD PREJUDICE LARGER ISSUE OF ARRANGEMENTS REGARDING ISLANDS IN WHICH UK INTERESTED. ACCORDINGLY, UK HAD DECIDED TO SIT ON DRAFT FOR TIME BEING.

DISCUSSION INDICATED WHITEHALL GENERALLY SUPPORTED PRESENT DRAFT, SUBJECT TO FOLLOWING:

(A) MORE PRECISE DEFINITIONS OF MEMBERS OF FORCE, CONTRACTORS AND THEIR DEPENDENTS, ALONG LINES OF AUTEC AGREEMENT.

(B) CLARIFICATION OF CONTRACTOR'S USE OF US COMMUNICATIONS FACILITIES. US POINTED OUT THAT SINCE SUCH MESSAGES ARE OF OPERATIONAL CHARACTER, NO REQUIREMENT FOR HIM TO UTILIZE CABLE AND WIRELESS LIMITED.

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(C) SPECIFIC EXEMPTION IN PARA 8 I.E. OF CONTRACTOR FROM PAYMENT OF SEYCHELLES INCOME TAX.

(D) FULL STATEMENT OF JURISDICTIONAL PROVISIONS IN PARA 9, RATHER THAN INCORPORATING AUTEC PROVISIONS ONLY BY REFERENCE.

US REPS AGREED TO PROVIDE FOREGOING, IN RESPONSE TO COLOFF REQUEST THROUGH EMBASSY.

TERRELL ESTIMATED SIX WEEKS TO TWO MONTHS WOULD BE NEEDED TO CONCLUDE SEYCHELLES AGREEMENT AFTER DECISION REACHED ON CHAGOS ARCHIPELAGO, OR THREE TO THREE AND HALF MONTHS FROM NOW. SEYCHELLES AIRFIELD WOULD THEN BE SIMPLE MATTER OF QUID PRO QUO FOR TRACKING STATION.

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4. WORKING GROUP A. WAS ABLE TO RESOLVE MINOR DRAFTING  
POINTS AND ARRIVED AT PROVISIONAL AGREEMENT ON ARRANGEMENT  
FOR US FINANCIAL CONTRIBUTIONS. (REVISED TEXT BEING PREPARED.)

5. WORKING GROUP B - (SEPT 24). PECK OBSERVED HMG APPROACH  
ON US TAB B WAS GOVERNED BY TWO PRIMARY QUESTIONS:

- (A) WHETHER TO PUBLISH - WHICH UK FAVORED; AND
- (B) HOW FAR PARAGRAPHS (2) THROUGH (9) OF US DRAFT WOULD

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APPLY TO ISLANDS UNDER DIRECT UK SOVEREIGNTY BUT NOT BEING  
USED FOR DEFENSE PURPOSES. KITCHEN SAID US POSITION ON  
PUBLICATION OPEN, ALTHOUGH THIS NOT CONTEMPLATED WHEN OUR  
DRAFT BEING PREPARED.

BURLACE SUSPECTED US MIGHT HAVE BEEN SOMEWHAT DISAPPOINTED  
ON PREVIOUS DAY OVER APPARENTLY UNRESOLVED MAURITIUS CONSTI-  
TUTIONAL ISSUE. NOW, HOWEVER, HE COULD SAY TOTALITY OF HMG  
"OFFICIALS" AND STRONG MAJORITY OF UK MINISTERS FAVORED BOTH  
SCHEME AND TIMING WHICH US HAD IN MIND. DECISION HAD BEEN  
TAKEN BY UK MINISTERS YESTERDAY, AND SITUATION WAS "IN THE BAG"  
ON BASIS OF "CASH SETTLEMENT".

RE PARA 1, BLAILEY (COLOFF) ENVISAGED THREE STAGES:

- (1) BEFORE DECISION TAKEN REGARDING ISLANDS TO BE USED

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(2) WHEN ISLANDS BEING "CLEARED" OF LOCAL POPULATION AFTER DECISION TAKEN SO TO USE; AND

(3) WHEN ISLANDS BEING USED FOR MIL PURPOSES. KITCHEN SAID US WOULD WELCOME ANY ADDITIVE UK LANGUAGE, ALTHOUGH OUR PRESENT TEXT INTENDED TO COVER ALL THREE. ENSUING DISCUSSION INDICATED PRINCIPAL UK DIFFICULTIES AROSE FROM STAGE 2, IN WHICH LAND WAS BEING PURCHASED AND POPULATED

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RESETTLED.

BURLACE CIRCULATED NEW TEXT OF ARTICLE PROPOSING AGREEMENT SHOULD REMAIN IN FORCE FOR 20 YEARS, WITH PROVISION FOR REVIEW AT END OF 10. AFTER 20 YEARS, WOULD BE OPEN EITHER PARTY TO TERMINATE ON 3 YEARS' NOTICE. HE EXPLAINED MOD LANGUAGE PATTERNED AFTER LIBYAN AGREEMENT. KITCHEN NOTED THESE TIMES SEEMED SHORT AND WOULD GIVE US DIFFICULTY FROM PLANNING LEAD-TIME STANDPOINT. WAS AGREED TO SUBSTITUTE X, Y AND Z FOR 20, 10 AND 3.

RE ARTICLE (3) WAS AGREED THAT ADMINISTRATIVE LEVEL APPROACH BY US WOULD BE SUFFICIENT FOR NEW FACILITIES ON ISLANDS ALREADY OCCUPIED, BUT WHEN US DESIRED TO MOVE INTO NEW ISLANDS, APPROACH TO UK SHOULD BE AT GOVT LEVEL.

UK SUGGESTED RE-DRAFT OF ARTICLE (4) PROVIDING IT WOULD CONSULT WHERE APPROPRIATE WITH US REGARDING USE BY THIRD COUNTRIES OF BRIT-FINANCED DEFENSE FACILITIES. USE BY THIRD COUNTRIES OF US-FINANCED FACILITIES, HOWEVER, WOULD BE SUBJECT TO AGREEMENT BY HMG. HOLTON (MOD) EXPLAINED THAT ONLY ONE UK FACILITY WAS PRESENTLY ENVISAGED IN CHAGOS, TANK FARM FOR REFUELING SHIPS. PRESENT DRAFT WOULD REQUIRE CONSULTATION

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WITH US IF AUSTRALIANS WANTED TO REFUEL AT TANK FARM. KITCHEN SAID ALTHOUGH HE UNDERSTOOD UK PROBLEM, TEXT WOULD NEVERTHELESS REQUIRE US TO CONSULT IN ALL CIRCUMSTANCES, BUT UK ONLY IN SOME. ACCORDINGLY, HE WISHED TO TAKE MATTER BACK TO WASHINGTON. BLAIKLEY NOTED THAT SOVEREIGNTY REMAINED WITH UK SO THAT HMG BROUGHT INTO ACT IN ALL CASES, US NOT NECESSARILY SO.

BURLACE PROPOSED, AND US REPS AGREED, TO NEW FINAL SENTENCE OF ARTICLE (6) PROVIDING FOR AGREEMENT IN THOSE CASES WHERE JOINT FINANCING SHOULD BE CONSIDERED.

ON JOINING MEETING, FAIRCLOUGH SAID COLONIAL SECY (GREENWOOD) HAD NOW ANNOUNCED HMG DECISION MAURITIUS WOULD BECOME INDEP-

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ENDENT. MAJORITY OF MAURITIAN MINISTERS HAD AGREED TO THIS PREVIOUS NIGHT, ALTHOUGH FRANCO-MAURITIAN PARTY ABSENTED ITSELF. MOREOVER, PREMIER RAMGOOLAM HAD ASSOCIATED HIMSELF WITH US/UK PROJECT, ALTHOUGH ONLY REFERENCE IN PUBLIC ANNOUNCEMENT WILL BE TO HMG ROLE IN BROAD QUESTIONS MAURITIAN DEFENSE AND ASSISTANCE IN MAINTAINING INTERNAL SECURITY. KITCHEN CORDIALLY WELCOMED THIS GOOD NEWS. PECK NOTED SIR PATRICK DEAN DID NOT LIKE WORD "ATTACHMENT" ALTHOUGH HE HAD NO ALTERNATIVE TO SUGGEST (SEE REPORT FINAL PLENARY FOR AGREED CONCEPT). FAIRCLOUGH NOTED CAREFUL RESEARCH BY COLOFF HAD REVEALED

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CHAGOS ARCHIPELAGO CAME UNDER UK CONTROL ALONG WITH MAURITIUS IN 1814. UNDER NEW PROPOSAL, HMG WOULD RETAIN SOVEREIGNTY OVER CHAGOS AND GIVE MAURITIUS ITS INDEPENDENCE. NO PUBLIC ANNOUNCEMENT RE CHAGOS WOULD BE MADE NOW, ALTHOUGH NECESSARY COME TO THIS LATER. SPEAKING PERSONALLY, WITHOUT OPPORTUNITY TO CONSULT COLOFF COLLEAGUES, FAIRCLOUGH SAID HE FELT UK SHOULD NOW MOVE AHEAD ON SEYCHELLES.

BRONEZ EXPLAINED PARA (7) RELATED TO US FREEDOM OF SELECTION FOR ITS CONTRACTORS. FAIRCLOUGH EMPHASIZED SERIOUS EMPLOYMENT PROBLEMS IN BOTH ISLANDS AND GREAT GOOD WILL TO BE GAINED BY USE OF LOCAL LABOR PARTICULARLY DURING CONSTRUCTION AS DISTINGUISHED FROM OPERATIONAL PHASE. SAID MAURITIUS HAD RAISED ISSUE AGAIN YESTERDAY, AND UK STATED IT WOULD USE GOOD OFFICES TO DEVELOP ARRANGEMENTS FOR MAXIMUM US USE LOCAL LABOR. PECK NOTED PRESENT LANGUAGE WOULD ENTITLE US TO USE TAIWANESE OR PHILIPPINE LABOR, WHICH WOULD GIVE UK REAL PROBLEMS. KITCHEN NOTED POINT AND SAID HE WAS SENSITIVE TO IT. HE WOULD PREPARE APPROPRIATE LANGUAGE LATER, AND APPRECIATED FAIRCLOUGH'S DISTINCTION BETWEEN CONSTRUCTION AND OPERATIONAL PHASE.

IN PARA (8), WAS AGREED TO CLARIFY US PERSONNEL IN SECOND CLAUSE AS THOSE IN ISLANDS FOR PURPOSES OF PRESENT ARRANGEMENTS.

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UK HAD DIFFICULTY WITH ARTICLE (9) BUT DID NOT PROPOSE ANY PARTICULAR FORM OF LANGUAGE. FAIRCLOUGH SAID COLOFF ENVISAGED THAT BRITISH MAGISTERIAL PROCEDURES WOULD CONTINUE TO BE APPLIED UNTIL ISLANDS USED FOR DEFENSE PURPOSES. BRONEZ EXPLAINED US HAD NO DESIRE TO SET UP CIVILIAN COURTS, BUT BAKER (TREASURY) INQUIRED WHETHER US PREPARED TO ACCEPT NATO OR BAHAMAS TYPE OF AGREEMENT, WITH OFF DUTY OFFENSES UNDER UK JURISDICTION. KITCHEN NOTED OUR PRESENT TEXT WAS NOT A PRE-

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CEDENT AND US IS SEEKING SAME PRACTICAL EFFECT THAT WE HAVE IN ASCENSION. FAIRCLOUGH NOTED NUMBER OF "ODD CHARACTERS" MIGHT LAND ON ISLANDS FROM TIME TO TIME AND GET INTO TROUBLE. COLOFF ENVISAGES THAT SEYCHELLES LAW WILL STILL APPLY, MUTATIS MUTANDIS. BRONEZ OBSERVED US HAD NO JURISDICTION OVER CIVILIANS OVERSEAS IN PEACE TIME; HOWEVER SOME CRIMES, SUCH AS THOSE AGAINST US ITSELF (ESPIONAGE) CAN BE TRIED BACK IN US. MOBERLY (MOD) ASKED ABOUT SITUATION INVOLVING UK CIVILIANS RUNNING TANK FARM AND SUGGESTED SEYCHELLES LAW SHOULD APPLY. UK RECOGNIZED NEED COME TO GRIPS WITH THIS WHEN PUBLISHING ORDER IN COUNCIL.

PECK SUMMARIZED PRECEDING POINTS AS BASIS FOR REPORT TO PLenary IN AFTERNOON SESSION. BRONEZ NOTED TWO POSSIBLE NUANCES OF "AVAILABLE" AS USED IN INTRODUCTORY PARAGRAPH. DEFINITELY NECESSARY TO KNOW HOW LONG TIME PERIOD UK ENVISAGED FOR US TO OBTAIN ACCESS AFTER DECISION MADE TO UTILIZE AN ISLAND. KITCHEN SAID US WOULD TRY PROVIDE NEW DRAFT LANGUAGE FOR AFTERNOON SESSION.

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6. FINAL PLENARY, AT FONOFF. FAIRCLOUGH RECAPPED LAST MEETING WITH MAURITIAN MINISTERS, EMPHASIZING UK HAD UNDERTAKEN DEFENSE AGREEMENT COVERING BOTH EXTERNAL THREAT AND CONSULTATION IN EVENT INTERNAL SECURITY PROBLEM. SAID PREMIER AND TWO

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COLLEAGUES ACCEPTED UK RETENTION CHAGOS, BUT LEADER OF FRANCO-MAURITIAN PARTY (KOENIG) HAD ABSENTED HIMSELF. ANOTHER MINISTER AGREED BUT FELT COMPENSATION INADEQUATE. PECK SUGGESTED, AND KITCHEN AGREED, THAT HENCEFORTH WE SHOULD AVOID USING TERM "DETACHMENT", SAYING INSTEAD CERTAIN ISLANDS WOULD BE RETAINED UNDER BRITISH SOVEREIGNTY OR ADMINISTRATION AND THAT LOCAL GOVT HAD AGREED TO THIS ARRANGEMENT. PECK EXPRESSED VIEW THAT UK SHOULD GET ON WITH THE LATTER PROMPTLY. TERRELL POINTED OUT REAL PROBLEM IN SEYCHELLES LIES NOT WITH ORDERS IN COUNCIL, BUT IN NEED SEEK AGREEMENT AND COOPERATION MAJOR LANDOWNERS AFFECTED. KITCHEN ASKED, AND PECK ASSURED HIM, THAT EMBASSY BE KEPT INFORMED OF DEVELOPMENTS.

IN RESPONSE QUESTIONS BY FAIRCLOUGH AND MOBERLY ON US TIMING, KITCHEN INDICATED UK DECISION WOULD BE MOST HELPFUL FOR US PLANNING. THOUGH HE DID NOT WISH TO BE PRECISE ON JUST WHEN, SINCE SITUATION NOW MOST FLUID, HE WOULD LET UK KNOW AS QUICKLY AS HE COULD. MOBERLY NOTED UK TANK FARM WAS PROJECT OR PLAN ONLY.

UK CHAIRMEN OF SUBCOMMITTEES A AND C (HOLTON AND TERRELL) THEN SUMMARIZED THEIR WORK, FOLLOWING GENERALLY MATERIAL REPORTED PARAS 3 AND 4 ABOVE. PECK SAID ALTHOUGH IMPOSSIBLE TO CONCLUDE US/UK AGREEMENT NOW ON TRACKING STATION, HMG NOW HAD QUID PRO QUO TO DO SO.

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UK THEN CIRCULATED NEW DRAFT OF TAB B (COPIES AVAILABLE TO DEPT AND DOD). BRONEZ SAID SECOND SENTENCE OF INTRODUCTORY PARAGRAPH HIGHLIGHTED TWO ASPECTS OF FUTURE ADMINISTRATION AND POSSIBLE DEFENSE USE THAT BOTH SIDES SHOULD STUDY - INTERIM, PREPARATORY PERIOD, INVOLVING UK RELATIONS WITH LOCAL POPULATION AND LANDLORDS; AND EMERGENCY USE SITUATION. FOR EXAMPLE, THERE MIGHT BE NEED TO LAND ON BEACHES WITH LITTLE ADVANCE PREPARATION FOR SHORT PERIOD AND WITHOUT ERECTING ANY FIXED FACILITIES. KITCHEN POINTED OUT JCS HAVE EMPHASIZED POSSIBILITY OF SUCH

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KITCHEN SAID HE WAS DEEPLY GRATEFUL FOR ALL UK HAD DONE IN PAST TWO YEARS. HE WOULD KEEP IN CLOSE TOUCH THROUGH EMBASSY, BUT HAD LEARNED SO MUCH FROM FACE TO FACE TALKS, HE FELT GROUPS SHOULD SOON MEET AGAIN PERSONALLY, EITHER IN LONDON OR IN WASHINGTON.

IN EXPLAINING UK WISH FOR TERMINATION CLAUSE, FAIRCLOUGH NOTED MAURITIAN MINISTERS EXPRESSED DESIRE FOR RETURN OF ISLANDS IF NO LONGER NEEDED FOR US-UK DEFENSE PURPOSES AND THAT FINITE FIGURES WOULD ESTABLISH MACHINERY FOR REVIEW OF THE MATTER. KITCHEN SAID THAT WE WERE THINKING IN TERMS OF SOMETHING LIKE 50/20 RATHER THAN 20/10 BUT WHOLE MATTER HAD TO BE STUDIED.

RE PARA 9, BAKER SAID HE HAD NOW EXAMINED ASCENSION AGREEMENT, AND BELIEVED IT WOULD PROVIDE ACCEPTABLE MODEL FOR INDIAN OCEAN ISLANDS. FAIRCLOUGH FELT ADMINISTRATION OF JUSTICE, HOWEVER, MIGHT POSSIBLY BE DIFFERENT, AND TERRELL NOTED CASES BEYOND JURISDICTION OF VISITING MAGISTRATE IN ANY OF THESE ISLANDS WOULD HAVE TO BE BROUGHT TO MAURITIUS, HENCE SEYCHELLOIS, MAURITIAN AND UK JURISDICTION WOULD ALL HAVE TO BE CONSIDERED. US SIDE INDICATED IT WOULD BE MOST HELPFUL IN OUR CONSIDERATION OF ASCENSION FORMULA IF WE COULD HAVE A CONCRETE DESCRIPTION OF PLANS FOR THE ADMINISTRATION OF JUSTICE IN THE ISLANDS.

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BRONEZ SAID NEW PARA (2) WOULD STILL GIVE US TROUBLE, SINCE IT WOULD APPEAR REQUIRE FURTHER AGREEMENT ON AVAILABILITY. FAIRCLOUGH ASSURED HIM ONLY REAL NEED WAS FOR SOME MINIMUM PERIOD OF NOTICE; THERE WAS NO QUESTION OF DENYING US USE OF ANY ISLANDS, AND MOBERLY NOTED UK MIGHT HAVE ITS OWN REQUIREMENTS. IN PECK'S VIEW, IT WAS MORE QUESTION OF NOTIFICATION RE LANDINGS IN EMERGENCY, AND CONSULTATION BEFORE BUILDING FACILITIES TO AVOID CONFLICTS ON SITES. HANCOCK SAID THIS EXPLANATION WOULD BE HELPFUL IN PREPARING NEW TEXT FOR UK CONSIDERATION.

EMERGENCIES; HE WOULD LIKE TO STUDY FURTHER IN WASH, AND KEEP IN TOUCH WITH HMG. FAIRCLOUGH FULLY RECOGNIZED EMERGENCY NEED, WHICH HE SAID SHOWED SITUATION NOT SO BLACK AND WHITE AS EITHER SIDE HAD ENVISAGED.

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