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OP WTE #2044 1421125  
O 221110Z MAY 73  
FM THE WHITE HOUSE

TO AMEMBASSY SAIGON

~~SECRET~~ SENSITIVE EXCLUSIVELY EYES ONLY WH31391

TO: AMBASSADOR CHARLES HITEHOUSE, SAIGON  
FROM: HENRY A. KISSINGER  
PLEASE DELIVER THE FOLLOWING DRAFT AS PROMISED IN THE  
PRESIDENT'S LETTER TO PRESIDENT THIEU IMMEDIATELY.  
BEGIN TEXT:

DRAFT  
MAY 22, 1973  
DR. HENRY KISSINGER, ON BEHALF OF THE UNITED STATES OF  
AMERICA, AND MR. LE DUC THO, ON BEHALF OF THE DEMOCRATIC  
REPUBLIC OF VIETNAM, HAVE REVIEWED THE IMPLEMENTATION OF THE  
PARIS AGREEMENT ON ENDING THE WAR AND RESTORING PEACE IN  
VIETNAM, SIGNED ON JANUARY 27, 1973, AND TO BRING ABOUT STRICT  
IMPLEMENTATION OF THE AGREEMENT, HAVE AGREED AS FOLLOWS:



\*\*\*\*\* WHSR COMMENT \*\*\*\*\*

SCOWCROFT, HOWE

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E.O. 12356, Sect. 3.4  
NSC 9/23/93 F9301194  
B. MKO. NARA, Date 9/30/93  
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9. (A) ANY CAPTURED PERSONNEL COVERED BY ARTICLE 8(A) WHO HAVE NOT YET BEEN RETURNED SHOULD BE RETURNED WITHOUT DELAY AND IN ANY EVENT WITHIN NO MORE THAN THIRTY DAYS.

(B) ALL THE PROVISIONS OF THE AGREEMENT AND THE PROTOCOL REGARDING THE RETURN OF CAPTURED AND DETAINED VIET-

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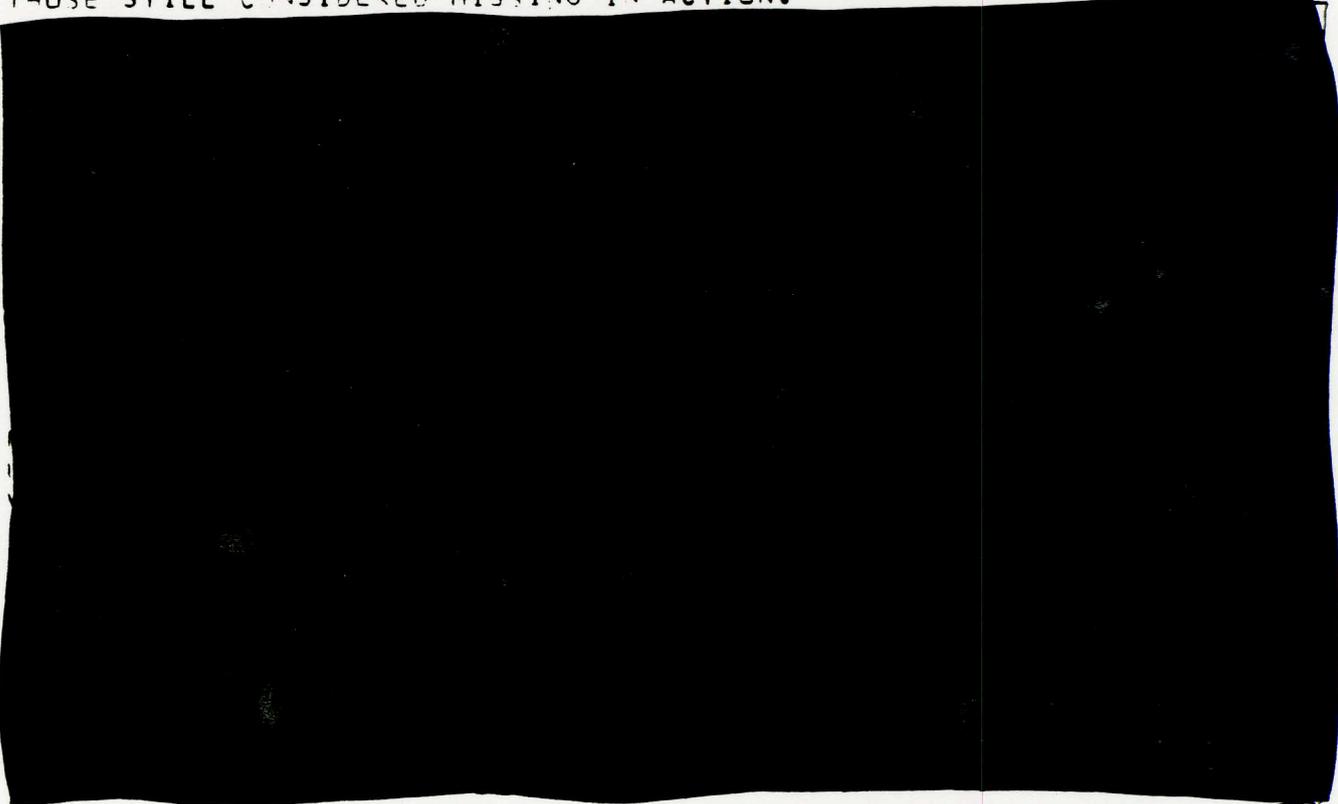
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VIETNAMESE CIVILIAN PERSONNEL SHOULD BE SCRUPULOUSLY IMPLEMENTED. ALL VIETNAMESE CIVILIAN PERSONNEL COVERED BY ARTICLE 8(C) OF THE AGREEMENT AND ARTICLE 7 OF THE PROTOCOL ON THE RETURN OF CAPTURED PERSONNEL SHOULD BE RETURNED AS SOON AS POSSIBLE. THE TWO SOUTH VIETNAMESE PARTIES SHOULD DO THEIR UTMOST TO ACCOMPLISH THIS WITHIN FORTY-FIVE DAYS.

(C) IN ACCORDANCE WITH ARTICLE 8 OF THE PROTOCOL ON THE RETURN OF CAPTURED PERSONNEL, ALL CAPTURED AND DETAINED PERSONNEL COVERED BY THAT PROTOCOL SHOULD BE TREATED HUMANELY AT ALL TIMES. THE TWO SOUTH VIETNAMESE PARTIES SHOULD IMMEDIATELY IMPLEMENT ARTICLE 9 OF THE PROTOCOL AND, WITHIN FIFTEEN DAYS, ALLOW NATIONAL RED CROSS SOCIETIES THEY HAVE AGREED UPON TO VISIT ALL PLACES WHERE THESE PERSONNEL ARE HELD.

(D) THE TWO SOUTH VIETNAMESE PARTIES SHOULD COOPERATE IN GETTING INFORMATION ABOUT MISSING PERSONS AND IN LOCATING, EXHUMING, AND REPATRIATING THE REMAINS OF THE DEAD.

10. THE UNITED STATES AND THE DEMOCRATIC REPUBLIC OF VIETNAM REAFFIRM ARTICLE 8 (B), WHICH PROVIDES THAT THE PARTIES SHALL HELP EACH OTHER TO GET INFORMATION ABOUT THOSE MILITARY PERSONNEL AND FOREIGN CIVILIANS OF THE PARTIES MISSING IN ACTION, TO DETERMINE THE LOCATION AND TAKE CARE OF THE GRAVES OF THE DEAD SO AS TO FACILITATE THE EXHUMATION AND REPATRIATION OF THE REMAINS, AND TO TAKE ANY SUCH OTHER MEASURES AS MAY BE REQUIRED TO GET INFORMATION ABOUT THOSE STILL CONSIDERED MISSING IN ACTION.



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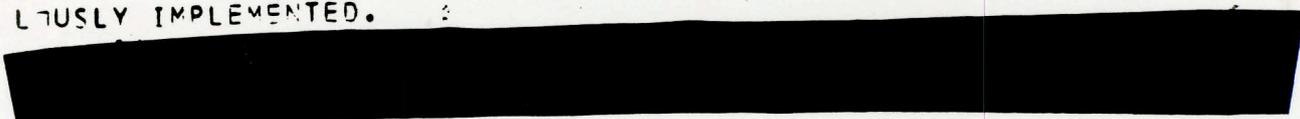
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15. ARTICLE 20, REGARDING CAMBODIA AND LAOS, WILL BE SCRUPU-  
LUSLY IMPLEMENTED.



END OF TEXT.  
WARM RAGARDS.  
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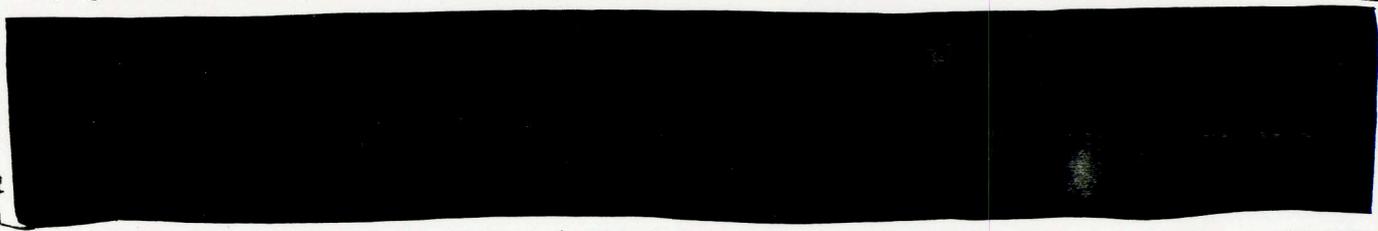
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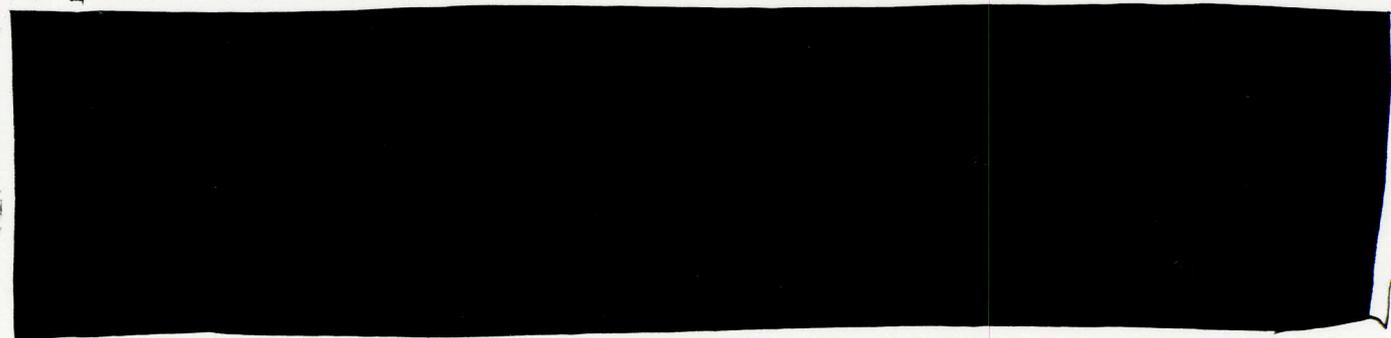
~~TOP SECRET~~ SENSITIVE 151010Z MAY 73 VIA PRIVACY CHANNEL

FROM: AMBASSADOR WHITEHOUSE SAIGON 0422 IMMEDIATE  
TO: DR. HENRY A. KISSINGER  
REF: WH 31205

1. I SAW PRESIDENT THIEU THIS MORNING AT POLICE CEREMONY, BUT AS MEMORANDUM OF UNDERSTANDING HAD NOT YET ARRIVED I HAD NO CONVERSATION WITH HIM. RATHER THAN WAIT FOR APPOINTMENT I HAD MEMORANDUM DELIVERED SECURELY TO PALACE UNDER COVER OF A NOTE STRESSING ITS CLOSE-HOLD NATURE AND MY AVAILABILITY FOR DISCUSSION OF MEMORANDUM.



4. I AM LEERY OF PREDICTING WHERE THE GVN MAY BALK GIVEN THIEU'S RECENT UNPREDICTABILITY BUT IN PARA 12 HE MAY WELL SEEK TO LINK THE CREATION OF THE NCRC TO A DEADLINE ON ELECTIONS AND I AM SURE THE GVN WILL FUSS AS USUAL WITH PARAS 9 AND 10 ON POW'S AND CIVILIAN DETAINEES.



6. WARM REGARDS.  
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\*\*\*\*\* WHSR COMMENT \*\*\*\*\*

HAK, SCOWCROFT, HOWE, LORD

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By MO NARA, Date 9/30/93  
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