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PTP3408

CONFIDENTIAL PTP3408

PAGE 01 STATE 157567 170038Z

@INFO: CIAE(01) D(01) DODE(01) DOJX(01)
INR(01) L(01) NEA(01) NSCE(01) P(01)
PA(01) S(01) SCT(01) SPX(01) SS(01)
SSO(01) SSOX(01) SWCI(01)
===== 162046L AUG 02 USZ (TOTAL COPIES:017)

@COMMENT: PA -- Eyes Only for A/S Boucher

@INFO: SWO(00)
===== 170039Z AUG 02 StePS (TOTAL COPIES:000)

ORIGIN NODS-00

RELEASED IN PART

INFO LOG-00 CCOE-00 SAS-00 /000R B1, 1.4(B), 1.4(D)

157567
SOURCE: DISKETTE.022482
DRAFTED BY: S/WCI:JMONAHAN -- 08/17/0208/16/02 (202) 647-5201
APPROVED BY: NEA/ARP:PHEFFERNAN
DOD/OGC:EDAVIDSON DOD/SOLIC:MVACCARO DOJ:MINCONTRO
PM:SPETERS L/PM:DBOWKER P:BBRINK
S/ES-O:UZEYA
DESIRED DISTRIBUTION:
S/WCI, L, P, S/CT, INR, NEA/ARP

-----DA7181 170039Z /38
O 170032Z AUG 02 ZFF6
FM SECSTATE WASHDC



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C O N F I D E N T I A L STATE 157567

UNITED STATES DEPARTMENT OF STATE
REVIEW AUTHORITY: WILLIAM E LANDFAIR
DATE/CASE ID: 17 NOV 2004 200303827

NODIS DECAPTIONED

MILITARY ADDEES HANDLED AS SPECAT EXCLUSIVE

E.O. 12958: DECL: 08/15/12
TAGS: PTER, KAWC, PHUM, PINR,
SUBJECT: CONDITIONS FOR ACCESS TO ENEMY COMBATANTS AT
GUANTANAMO BAY

REF: STATE 20095

CLASSIFIED BY S/WCI, AMBASSADOR PIERRE-RICHARD PROSPER FOR
REASONS 1.5(B) AND (D)

- 1. (U) This is an action message, see para. 3.
2. (C) Post was notified in reftel of USG policy guidance
for foreign access to enemy combatants at Guantanamo Bay.
Reftel described the procedures for requesting access and
the conditions governing such access. The letter in
paragraph 3 conveys USG consent to foreign government access
while ensuring that the host nation is clear regarding its
responsibility to the USG and is prepared to cooperate fully
with our law enforcement and intelligence collection
efforts. Please deliver the response letter below. No
signed original will follow.

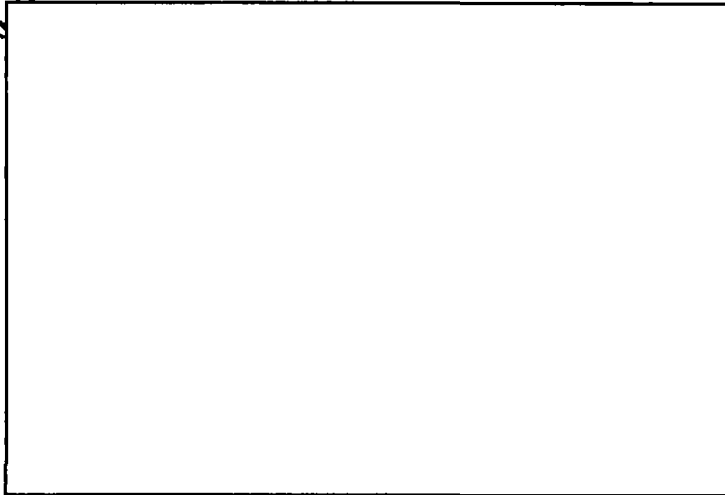
3. (SBU/REL) Message Text:

The Government of the United States is pleased to grant your
Government's request that the following representatives of

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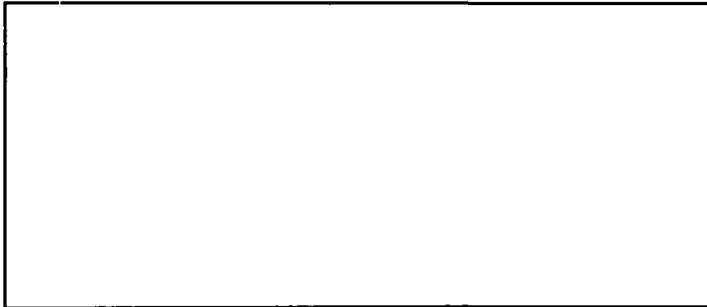


Government of [redacted]



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be given access to:



who are being detained as enemy combatants by the United States at U.S. Naval Station, Guantanamo Bay, Cuba, in connection with Operation Enduring Freedom.

Your Government's access to these enemy combatants is limited to intelligence and/or law enforcement purposes. Based on pending visits by other governments, and operational requirements, your officials are tentatively scheduled to have access from 19-23 August, 2002.

To protect the interests and ensure the safety of all concerned, the following conditions will apply to the visit to Guantanamo Bay:

1. The United States will video tape and sound record the interviews between representatives of your government and the enemy combatant(s) named above. Your government representatives may photograph, video tape, or make sound recordings during interviews only with prior approval of the U.S. Department of Defense.

2. The U.S. Department of Defense must be provided a copy of your government's final report on the visit, in addition to copies of all tapes, transcripts, records of conversations, and other information gathered by your representatives at Guantanamo Bay. Such information should be delivered to [redacted] as soon as practicable following the visit to Guantanamo Bay. Before arrival in Guantanamo Bay, please provide [redacted] with the name of the official within your government who will have responsibility for providing this information.

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3. U.S. Department of Defense security or law enforcement personnel will be present at all times during enemy combatant interviews and the senior U.S. representative present may terminate an interview at any time.

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It is important that your representatives brief U.S. officials at Guantanamo Bay, both before and after interviewing enemy combatants. The purpose of the in-brief is to coordinate security procedures, familiarize your officials with our interview and other procedures, and to discuss the perspectives of your officials on the investigative, intelligence, and other information relevant to the particular enemy combatants. The in-brief will also address any special concerns that your officials may have. At the conclusion of the interviews with enemy combatants, a follow-up briefing with your and DoD officials will be scheduled at Guantanamo to address any questions U.S. and your representatives may have concerning matters which were discussed during the enemy combatant interviews.

5. On the date of travel to Guantanamo Bay, your representatives must have proper identification (passport or military identification card unless otherwise agreed to by the United States Department of Defense). Be aware that all personnel (U.S. and foreign) traveling to Guantanamo Bay are subject to search. Transportation of your representatives will be on a U.S. Government aircraft or a civilian air carrier under contract to the United States. Access to Guantanamo Bay through Cuba is not permitted.

6. Your Government will be required to reimburse the Department of Defense for all costs associated with the visit incurred by the Department, including the costs of transportation, lodging, and meals unless other arrangements have been made to cover these costs.

Specific arrangements concerning your travel should be made directly with United States Southern Command J-3, Mr. Anderson or Ms. Brogie, who may be contacted at (305) 437-3715 or (305) 437-3713. Please do not hesitate to contact this office should you have any questions concerning the conditions above, or any other matter regarding your representatives' visit to Guantanamo Bay.

[Standard Close]
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