

X13

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Current Handling: NODIS  
Document Number: 2003STATE075431

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RELEASED IN PART  
B1, 1.4(D), B7(A), B7(C), B3, CIA

ORIGIN NODS-00

INFO LOG-00 CCOE-00 SAS-00 /000R

075431

SOURCE: DISKETTE.026527

DRAFTED BY: S/WCI:RMILLER -- 03/21/03 (202) 647-5093

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DOD/OGC:EDAVIDSON DOJ:JMCATAMNEY L/PM:JADOLAN D:DPITTMAN

CIA/CTC [ ] DOD/SOLIC:AFORTUNE P:BBRINK S/CT:SMOLNAR

NEA/ARP:DJONES DRL:SCARPENTER S/ES-O:UZEYA

B3

-----48C0C1 220216Z /38

O 220211Z MAR 03 ZFF4

FM SECSTATE WASHDC

TO AMEMBASSY [ ] IMMEDIATE

B1, B7(A), B7(C)

S E C R E T STATE 075431

NODIS

DECAPTIONED

E.O. 12958: DECL: 03/21/13

TAGS: PTER, KAWC, PHUM, PINR, [ ]

SUBJECT: PROPOSED TRANSFER OF [ ] DETAINEES FOR  
CONTINUED DETENTION OR PROSECUTION BY [ ]

B1, B7(A), B7(C)

REF:

A) [ ]

B) [ ]

C) STATE 70555

D) [ ]

E) [ ]

B1, B7(A), B7(C)

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

1. (U) THIS IS AN ACTION REQUEST - SEE PARAGRAPH 2.

2. (S) POST IS ADVISED THAT BLANKET CIRCULAR 175  
AUTHORITY TO NEGOTIATE AND CONCLUDE BILATERAL AGREEMENTS  
ON THE POTENTIAL TRANSFER AND CONTINUED DETENTION OF  
ENEMY COMBATANTS WAS APPROVED BY DEPUTY SECRETARY  
ARMITAGE ON MARCH 21. THIS ENABLES THE USG TO ENGAGE SAG  
AND OTHER INTERESTED GOVERNMENTS ON THIS MATTER AND  
PURSUE SIMILAR AGREEMENTS. REFTEL D AND E, POST IS  
AUTHORIZED TO OBTAIN AN EXCHANGE OF NOTES WITH [ ] BY

B1, B7(A), B7(C)

DELIVERING THE TEXT OF THE LETTER FOUND IN PARAGRAPH 4  
REGARDING PROPOSED TRANSFER OF 5 [ ] ENEMY

COMBATANTS FROM USG CONTROL AT GUANTANAMO TO THAT OF [ ]

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FOR CONTINUED DETENTION AND/OR PROSECUTION. POST SHOULD BE CLEAR IN ANY EXCHANGE WITH [ ] THAT THE TERMS AND CONDITIONS SET FORTH IN THE LETTER ARE NON-NEGOTIABLE.

B1, B7(A), B7(C)

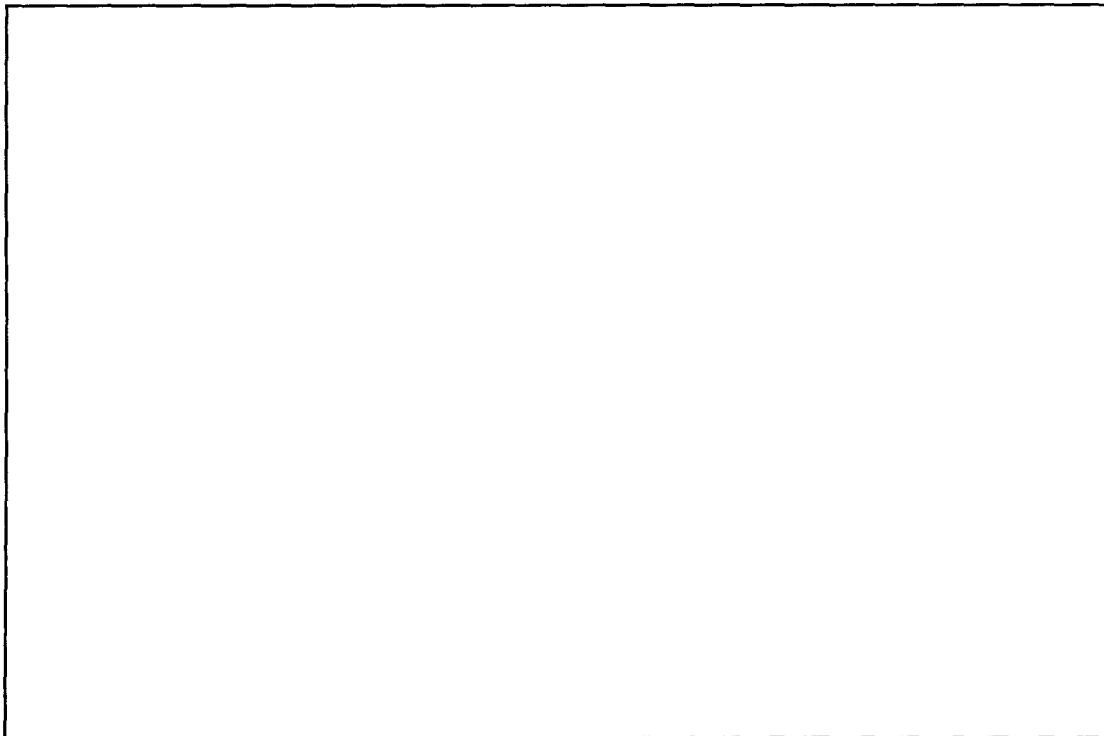
3. (S) POST WILL CONVEY TO [ ] THAT THE UNITED STATES IS PREPARED TO EFFECT THIS EXCHANGE OF NOTES WITH A SMALL NUMBER OF [ ] ENEMY COMBATANTS CURRENTLY HELD AT GUANTANAMO WHILE THE US AND [ ] UNDERTAKE NEGOTIATIONS OF A FORMAL AGREEMENT ON TRANSFER AND CONTINUED DETENTION OF ENEMY COMBATANTS. POST MAY FURTHER CONVEY TO [ ] THAT NO DECISIONS HAVE BEEN MADE REGARDING THE TRANSFER AND/OR RELEASE OF ADDITIONAL [ ] NATIONALS CURRENTLY DETAINED AT GUANTANAMO. PROCESSING OF THESE DETAINEES CONTINUES. POST SHOULD ALSO CONVEY TO [ ] THAT ALTHOUGH THE USG DOES NOT PRESENTLY HAVE BILATERAL AGREEMENTS OF THIS NATURE WITH OTHER FOREIGN GOVERNMENTS, SEVERAL GOVERNMENTS HAVE EXPRESSED A DESIRE TO EXPLORE SUCH DISCUSSIONS. THE DEPARTMENT NOW HAS AUTHORIZATION TO ENGAGE OTHER INTERESTED GOVERNMENTS ON THIS MATTER AND PURSUE SIMILAR AGREEMENTS.

4. (S/REL TO [ ] TEXT OF DRAFT AGREEMENT:

BEGIN TEXT:

YOUR EXCELLENCY,

B1, B7(A), B7(C)



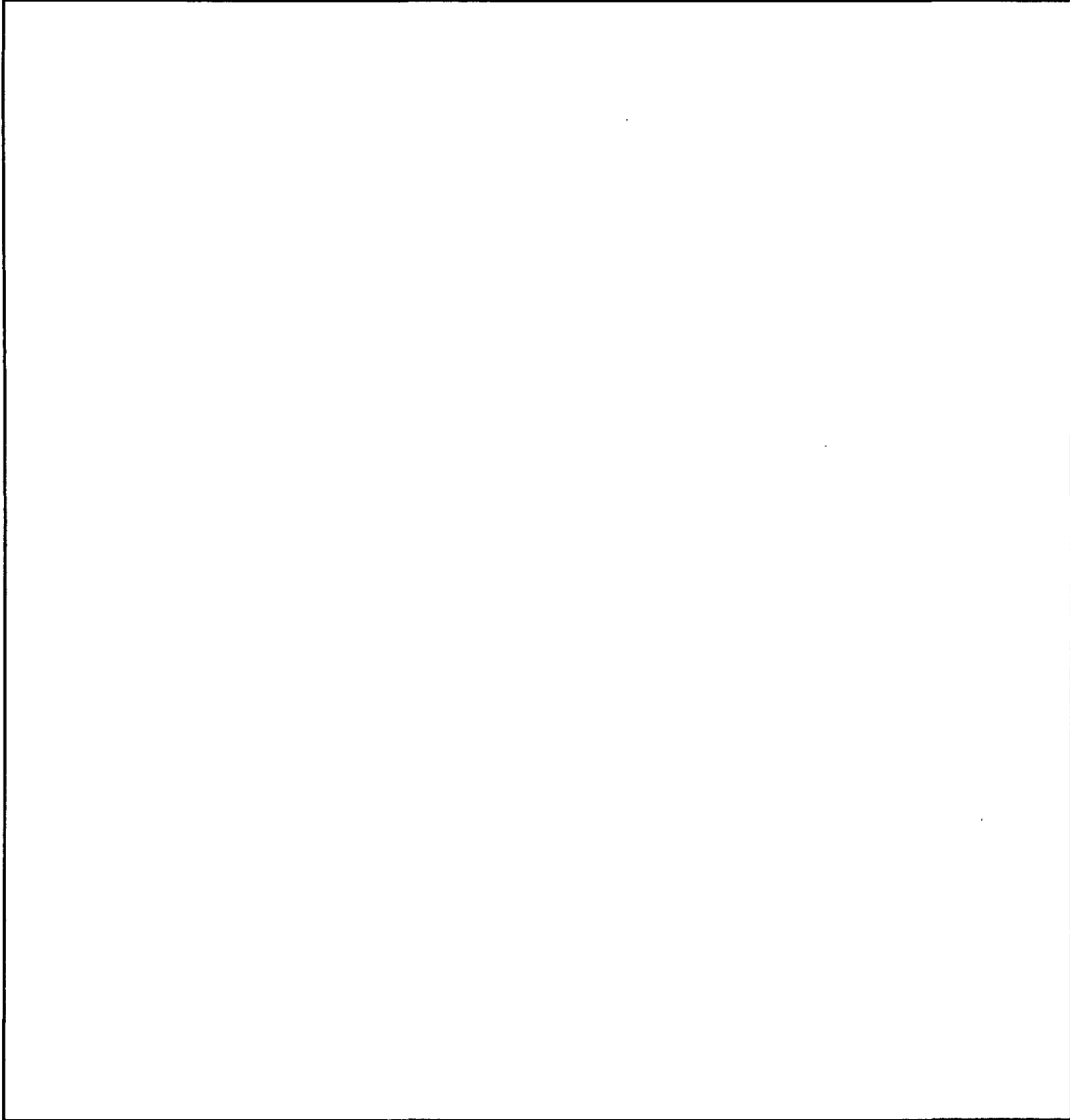
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B1, B7(A), B7(C)



INSERT APPROPRIATE CLOSING

END TEXT  
POWELL

NNNN

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