

KFY 736

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File Project (#S199900030)

U.S. Department of State

Classify  Excise \_\_\_\_\_ Deny \_\_\_\_\_

Exemption(s) \_\_\_\_\_ In Part \_\_\_\_\_ In Full \_\_\_\_\_

DEPARTMENT OF STATE  
WASHINGTON

MEMORANDUM FOR: THE PRESIDENT  
From: Walter J. Stoessel, Jr., Acting  
Subject: Presidential Determination Authorizing Security Assistance and Arms Sales for Argentina and Chile

ISSUE FOR DECISION

You are asked to make determinations under Sections 725 and 726 of the International Security and Development Cooperation Act of 1981 in order that security assistance and arms sales for Argentina and Chile may recommence.

BACKGROUND

Sections 725 and 726 of the International Security and Development Cooperation Act of 1981 (the Act) permit the recommencement of security assistance and arms sales for Argentina and Chile, if the President first submits to the Congress a detailed report making certain certifications with regard to respect for human rights by the governments of those countries and other matters. In view of the importance of these determinations and the Congressional interest in them, we recommend that you exercise this authority personally, as you did in the case of the required determinations concerning El Salvador.

I believe that the attached reports for Argentina (at Tab 1) and Chile (at Tab 2) fully address the points raised in the statute, and provide sufficient basis for you to sign the attached determinations. You should be aware, however, that these determinations are likely to be the subject of controversy in Congress and elsewhere. In particular, the certification that the Government of Chile has taken "appropriate steps" to bring to justice "by all legal means

that they are certain to be the subject of real controversy in Congress and elsewhere.

*will be questioned;*

available" those indicted in the Letelier-Moffitt case may be the object of considerable criticism in light of the Chilean refusal to extradite or prosecute the three indicted Chilean officers.]

Once signed, we will transmit your determinations, together with the justifications, to the Congress, as required by Sections 725 and 726 of the Act. Section 654(c) of the Foreign Assistance Act requires that your determinations (but not the supporting justifications) be published in the Federal Register, unless you conclude that such publication would be harmful to the national security; I do not believe that publication of these determinations would have harmful national security consequences.

RECOMMENDATION

That you sign the attached determinations for Argentina (at Tab 1) and Chile (at Tab 2).

Attachments:

1. Presidential Determination and Justification for Argentina.
2. Presidential Determination and Justification for Chile.

*Nonetheless, I believe the reports provide sufficient basis for you to sign the attached determinations, and that we will meet the criticism successfully.*

*and the fact that there has yet to be an accounting for disappeared persons in Argentina will also be scored by opponents of certification.*

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Chile Project (#S199900030)  
U.S. Department of State  
Release  Excise \_\_\_\_\_ Deny \_\_\_\_\_  
Declassify: In Part \_\_\_\_\_ In Full \_\_\_\_\_  
Exemption(s) \_\_\_\_\_

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available" those indicted in the Letelier-Moffitt case may be the object of considerable criticism in light of the Chilean refusal to extradite or prosecute the three indicted Chilean officers. *Also with regard to exile and continuing incidents of torture.*

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