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PAGE 01 STATE 126775
ORIGIN EUR-12

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INFO OCT-00 COPY-01 ADS-00 INR-10 SS-10 CIAE-00 DODE-00
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R 062313Z MAY 83
FM SECSTATE WASHDC
TO AMEMBASSY MOSCOW

SECRET STATE 126775

E.O. 12356: DECL: OADR
TAGS: MOPS, PBTS, US, UR
SUBJECT: SOVIET PROTEST ON OVERFLIGHT REJECTED

JCS FOR J5; CINCPAC; SECDEF

1. S - ENTIRE TEXT

2. ON APRIL 29, 1983, EUR/SOV DIRECTOR SIMONS CALLED IN MINISTER-COUNSELOR SOKOLOV OF THE SOVIET EMBASSY TO RESPOND TO THE SOVIET PROTEST OF APRIL 6, 1983 (REF: MOSCOW 04152) AND PASSED OVER US NOTE REJECTING IT. SOKOLOV ACCEPTED THE RESPONSE WITHOUT COMMENT. THE TEXT OF THE NOTE REJECTING THE SOVIET PROTEST IS AS FOLLOWS:

(BEGIN TEXT) THE DEPARTMENT OF STATE REFERS THE EMBASSY OF THE UNION OF SOVIET SOCIALIST REPUBLICS TO THE USSR MINISTRY OF FOREIGN AFFAIRS NOTE (NO. 30/OSHA) DELIVERED IN MOSCOW ON APRIL 6, 1983. IN THIS NOTE, THE MINISTRY OF FOREIGN AFFAIRS ALLEGED THAT UNITED STATES MILITARY AIRCRAFT VIOLATED SOVIET AIRSPACE OVER AN ISLAND IN THE HABOMAI CHAIN ON APRIL 4, 1983.

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THE DEPARTMENT OF STATE NOTES THAT THE UNITED STATES FULLY RESPECTS THE REQUIREMENTS OF INTERNATIONAL LAW AND THE SAFETY OF AIRCRAFT OPERATIONS, AND AFFIRMS THAT ITS POLICY IS TO AVOID INTRUSIONS INTO SOVIET AIRSPACE. IN THIS REGARD, THE POSITION OF THE UNITED STATES GOVERNMENT IS AS SET FORTH IN ITS DIPLOMATIC NOTE OF MAY 23, 1957, TO WHICH THE EMBASSY OF THE UNION OF SOVIET SOCIALIST REPUBLICS IS HEREBY REFERRED. ON THAT BASIS, THE DEPARTMENT OF STATE FINDS THE CONTENTS OF NOTE NO.

REVIEW AUTHORITY: Frank Perez,
Senior Reviewer

30/OSHA TO BE INAPPROPRIATE.(END TEXT) -

3. ON MAY 4, DURING A MEETING ON ANOTHER SUBJECT, SOKOLOV MADE FOUR POINTS IN RESPONSE TO US NOTE (WE DOUBT THAT HIS COMMENTS WERE MADE ON INSTRUCTION):

--FIRST, WITH REGARD TO QUESTION OF TERRITORIAL SOVEREIGNTY, THIS HAD NOT BEEN AN ACTIVE ISSUE IN US-SOVIET RELATIONS DURING 1960'S AND 1970'S, IN VIEW OF SOVIET SIDE, AND SOVIET SIDE WAS CONCERNED THAT U.S. ACTIVITIES SUBJECT OF APRIL 6 DEMARCHE WERE INTENDED TO "ACTIVATE" IT. --

--SECOND, WITH REGARD TO WHAT ACTUALLY HAPPENED, US REPLY WAS NOT RESPONSIVE TO THE SOVIET DEMARCHE. -- --

--THIRD, CONCERNING THE U.S. NOTE OF MAY 23, 1957, THE SOVIET POSITION IS SET FORTH IN SOVIET NOTE NO. 46 OF AUGUST 19, 1957; THE SOVIET SIDE CONSIDERS -THAT THE QUESTION OF SOVEREIGNTY OF THE KURILE ISLAND CHAIN WAS REGULATED AT YALTA, AND THAT THE FOUR ISLANDS ARE PART OF THE CHAIN. SOKOLOV ALSO NOTED PARENTHETICALLY THAT THESE NOTES HAD BEEN EXCHANGED AT A BAD TIME, AND THAT THE --
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SOVIET SIDE HAD NO WISH TO SEE A REPETITION OF EVENTS SIMILAR TO THOSE THAT GAVE RISE TO THEM. --

--FOURTH, SOKOLOV REITERATED THE POINTS MADE IN THE APRIL 6 DEMARCHE REQUESTING THAT THE US TAKE THE NECESSARY MEASURES TO PREVENT REOCCURENCE OF THESE VIOLATIONS, FAILING WHICH IT WOULD BEAR RESPONSIBILITY FOR THE CONSEQUENCES.

4. IN RESPONSE, SIMONS MADE THE FOLLOWING POINTS:

--FIRST, ON TERRITORIAL SOVEREIGNTY, WE UNDERSTAND THAT THE JAPANESE AND SOVIET POSITIONS HAVE REMAINED THE SAME, AND OUR POSITION HAS REMAINED THE SAME. OUR

RESPONSE TO THE SOVIET DEMARCHE IS AFFECTED BY THIS FACT, BUT IT WOULD BE A MISTAKE TO INFER THAT OUR EXCHANGE OR THE ACTIVITIES UNDER DISCUSSION ARE INTENDED TO CHANGE IT.

--SECOND, ON THE ACTIVITIES, WE HAVE NOTHING MORE TO SAY AT THIS TIME, AND ALTHOUGH WE COULD LOOK INTO IT-FURTHER IF THE SOVIETS DESIRE, HE WAS PESSIMISTIC THAT THIS WOULD PUT US IN A POSITION TO SAY MORE (SOKOLOV DID NOT RETURN TO THIS TOPIC).

--THIRD, WE TOOK NOTE OF THE SOVIET REFERENCE TO THEIR NOTE OF AUGUST 19, 1957.

-FOURTH, WE HAVE NO RESPONSE TO THE LAST SOVIET POINT, BECAUSE IT IS RELATED TO THE FIRST BY ITS MENTION OF "VIOLATIONS." AS A PRACTICAL MATTER, SIMONS CONCLUDED. THE SOVIET DEMARCHE AND SOKOLOV'S EXPLANATIONS WERE OF COURSE BEING GIVEN CAREFUL CONSIDERATION. DAM

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SECRET STATE 178528

STADIS////////////////////////////////////
USOECD ALSO FOR EMBASSY

E.O. 12356 DECL: OADR
TAGS UR,JA, US, XP, PBTS, MCAP, PHSA
SUBJECT THE NORTHWEST PACIFIC: AIRSPACE VIOLATIONS
AND TERRITORIALITY

1. THE FOLLOWING IS A SUMMARY OF A RECENTLY PUBLISHED
INR ASSESSMENTS AND RESEARCH INTELLIGENCE REPORT DRAFTED
BY J. MILLARD BURR, INR/GE. THE FULL REPORT WILL BE
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PAGE 02 STATE 178528

SENT TO YOU BY POUCH.

2. THE USSR ON APRIL 6, 1983, OFFICIALLY PROTESTED THAT
US CARRIER PLANES (OPERATING OFF THE KURIL ISLAND CHAIN)
HAD INTRUDED INTO SOVIET AIRSPACE OVER THE HABOMAI
ISLANDS LOCATED NORTH OF HOKKAIDO, JAPAN. THIS REGION,
OCCUPIED BY THE USSR SINCE THE CLOSE OF WORLD WAR II BUT
CLAIMED BY JAPAN, HAS BEEN A SOURCE OF US CONCERN SINCE
1952, WHEN A US PLANE WAS SHOT DOWN BY THE SOVIETS AFTER
A CLAIMED INTRUSION OF SOVIET AIRSPACE.

REVIEW AUTHORITY: Frank
Perez, Senior Reviewer

3. ON APRIL 12, 1983, TWO SOVIET AIRCRAFT INTRUDED INTO US AIRSPACE OVER NUNIVAK ISLAND, ALASKA. AS THIS WAS THE FIRST OVERFLIGHT OF US AIRSPACE BY A SOVIET BOMBER SINCE MARCH 1969, THE INTRUSION CAN BE SEEN AS A DIRECT RESPONSE TO US MILITARY ACTIVITIES IN A REGION OF INCREASING GEOSTRATEGIC IMPORTANCE TO THE USSR.

4. THE US HAS LONG RECOGNIZED THE JAPANESE CLAIM TO THE ISLANDS OF HABOMAI, SHIKOTAN, ETOROFU, AND KUNASHIRI (THE JAPANESE "NORTHERN TERRITORIES"). WITH REGARD TO SOUTHERN SAKHALIN AND THE NORTHERN KURIL ISLANDS, THE US STATES THAT THE QUESTION OF SOVEREIGNTY REMAINS TO BE RESOLVED. THIS POSITION SERVED AS THE BASIS OF THE US DEPARTMENT OF STATE REJECTION OF THE APRIL 1983 PROTEST.

5. THE SOVIET PROTEST WAS PREDICTABLE FOR A NUMBER OF GEOSTRATEGIC REASONS. FOREMOST IS THAT THE NORTHERN TERRITORIES HAVE BEEN THE CENTER OF A SIGNIFICANT SOVIET MILITARY BUILDUP OVER THE PAST DECADE. THEN, TOO, THE USSR ZEALOUSLY GUARDS WHAT IT BELIEVES ARE ITS PREROGATIVES IN THE SEA OF OKHOTSK. THROUGH BOTH DEEDS AND WORDS THE SOVIETS HAVE NOTIFIED THE WEST THAT THEY
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CONSIDER THE SEA AS "HISTORIC WATERS" APPERTAINING TO THE USSR. THE NORTHERN TERRITORIES SERVE AS THE SOUTHEASTERN HINGE TO THE SEA. LA PEROUSE STRAIT, THE CENTER OF A SOVIET PROTEST REGARDING US NAVAL SHIP PASSAGE IN 1971, SERVES AS THE SOUTHWESTERN HINGE.

6. THE TWO "HINGES" AND THE STRAITS THAT PERMIT PASSAGE THROUGH THE KURIL ISLAND CHAIN MUST BE KEPT OPEN IF THE WEST IS TO ENSURE THAT THE SEA OF OKHOTSK DOES NOT BECOME A SOVIET "LAKE" THROUGH DEFAULT. TO THAT END, US NAVAL VESSELS MAKE OCCASIONAL ENTRIES INTO THE SEA OF OKHOTSK--THE MOST RECENT BEING IN FEBRUARY 1983. IN A LESS DIRECT BUT NO LESS IMPORTANT FASHION THE US POSITION THAT THE VARIOUS STRAITS THAT BISECT THE KURIL ISLANDS ARE INTERNATIONAL IN CHARACTER HAS BEEN DEPICTED ON DEPARTMENT OF STATE MAPS PREPARED FOR THE UN LAW OF THE SEA CONFERENCES. DAM

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SERIES OF INTERNATIONAL DOCUMENTS, ON WHICH IS ALSO THE SIGNATURE OF THE UNITED STATES OF AMERICA, AND IS DECISIVELY REJECTED.

— THE MINISTRY REAFFIRMS ITS STATEMENT TO THE EMBASSY OF THE U.S.A. ON THE VIOLATION BY AMERICAN AIRCRAFT OF THE STATE BORDER OF THE USSR AND CATEGORICALLY INSISTS THAT SIMILAR ACTIONS NOT BE PERMITTED IN THE FUTURE.

— AT THE SAME TIME, IN CONNECTION WITH THE NOTE OF THE DEPARTMENT OF STATE OF THE U.S.A. TO THE EMBASSY OF THE USSR OF 4 MAY OF THIS YEAR REGARDING A VIOLATION ALLEGED TO HAVE TAKEN PLACE BY SOVIET AIRCRAFT OF THE AIR SPACE OF THE U.S.A. ON 11 APRIL OVER THE ISLAND OF NUNIVAK, ALASKA, THE MINISTRY IS EMPOWERED TO STATE THAT COMPETENT SOVIET ORGANS HAVE CAREFULLY CHECKED THE FLIGHT PATHS OF SOVIET AIRCRAFT IN THE AIR DURING THE INDICATED PERIOD. IT WAS ESTABLISHED THAT NOT ONE OF THE SOVIET AIRCRAFT VIOLATED THE AIR SPACE OF THE U.S.A. OVER NUNIVAK ISLAND. CORRESPONDINGLY, THE PROTEST CONTAINED IN THE AFOREMENTIONED NOTE OF THE AMERICAN SIDE IS REJECTED AS HAVING NO BASIS. END TEXT.
CONFIDENTIAL

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PAGE 03 MOSCOW 06807 011228Z

(ORIGINAL BEING POUCHED TO EUR/SOV.)

4. IN THE ENSUING CONVERSATION, TARASENKO CLAIMED THAT DEPARTMENT'S REFERENCE TO THE 1957 NOTE DID NOT CONSTITUTE "A POSITION" ON THE SUBJECT. HE STATED FLATLY THAT THERE WAS NO DOUBT ABOUT WHERE THE BORDER IS IN THIS AREA. HE THEN INQUIRED WHETHER THE U.S. SIDE WAS TRYING TO COVER UP OR EXCUSE THE FACT OF A VIOLATION BY CLAIMING UNCERTAINTY ABOUT THE LOCATION OF THE BORDER.

5. POL COUNSELOR RESPONDED THAT THERE HAD BEEN AN ANSWER ON THIS SUBJECT. WHILE THE SOVIETS MAINTAIN THAT THERE IS NO DOUBT ABOUT THE BORDER, THE DEPARTMENT HAD STATED THE U.S. POSITION ON THIS MATTER. POL COUNSELOR NOTED THAT HE WAS NOT ABLE TO ADD TO THE DEPARTMENT'S RESPONSE, SPECIFICALLY ON THE QUESTION OF WHERE ANY U.S. AIRCRAFT MIGHT HAVE BEEN, BUT PROMISED TO PASS FULLY TO WASHINGTON THE LATEST SOVIET STATEMENT ON THE SUBJECT.

6. CO: THE SUBJECT OF THE APRIL 11 SOVIET VIOLATIONS DID NOT COME UP IN CONVERSATION. IN CHECKING OUR FILES, WE FIND NO RECORD OF THE DEPARTMENT'S PROTEST OR NOTE OF MAY 4. PLEASE ADVISE IF WE HAVE MISSED ANY DEPARTMENT TRANSMISSION ON THE SUBJECT.

7. ALSO, WE ASSUME THAT THE MAY 5 DEPARTMENT NOTE ON

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ACTION EUR-12

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TO SECSTATE WASHDC 7136

CONFIDENTIAL MOSCOW 06807

E. O. 12356: DECL: OADR
TAGS: MOPS, PBTS, US, UR
SUBJECT: SOVIET REJECT U.S. REPLY ON ALLEGED AIRSPACE
VIOLATION

REFS: (A) MOSCOW 4152; (B) STATE 126775

1. (C - ENTIRE TEXT)

2. ON MAY 31 POL COUNSELOR WAS CALLED INTO MFA BY USA
DIVISION DEPUTY CHIEF TARASENKO TO RECEIVE SOVIET
RESPONSE TO U.S. POSITION ON ALLEGED VIOLATION OF
SOVIET AIRSPACE ON APRIL 4-5, 1983 AND MFA REPLY TO
DEPARTMENT PROTEST OF SOVIET VIOLATION OF U.S. AIRSPACE
ON APRIL 11.

3. TEXT OF SOVIET NOTE IS AS FOLLOWS:

-- NO. 42/OSSHA. THE MINISTRY OF FOREIGN AFFAIRS OF
THE UNION OF SOVIET SOCIALIST REPUBLICS, REFERRING TO
THE NOTE OF THE DEPARTMENT OF STATE OF THE UNITED STATES
OF AMERICA TO THE EMBASSY OF THE USSR IN THE U.S.A. OF
5 MAY OF THIS YEAR, STATES THAT IN THIS NOTE THERE IS
NOT A SUBSTANTIVE ANSWER ON THE FACTS OF VIOLATION BY
AMERICAN MILITARY AIRCRAFT OF THE STATE BORDER OF THE
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PAGE 02 MOSCOW 06807 011228Z

USSR IN THE VICINITY OF ZELYONIY ISLAND IN THE LITTLE
KURILE CHAIN. THIS CANNOT BE EVALUATED OTHER THAN AS
FACTUAL AFFIRMATION OF THE FACT THAT THE VIOLATIONS
TOOK PLACE.

-- AS FOR THE REFERENCE MADE BY THE AMERICAN SIDE TO
THE NOTE OF THE EMBASSY OF THE U.S.A. IN MOSCOW FROM
23 MAY 1957, THIS IS UTTERLY UNFOUNDED. THE ATTEMPT TO
CAST INTO DOUBT THAT THE KURILE ISLANDS BELONG TO THE
SOVIET UNION STANDS IN CRUDE CONTRADICTION WITH A

**REVIEW AUTHORITY: Frank
Perez, Senior Reviewer**

THE ALLEGED VIOLATION BY U.S. AIRCRAFT IN THE KURILES
(WHICH IS MENTIONED IN THE FIRST PARAGRAPH OF MFA
NOTE 42/OSSHA) IS ACTUALLY THE NOTE DELIVERED APRIL 29
TO SOKOLOV (REF B).
HARTMAN

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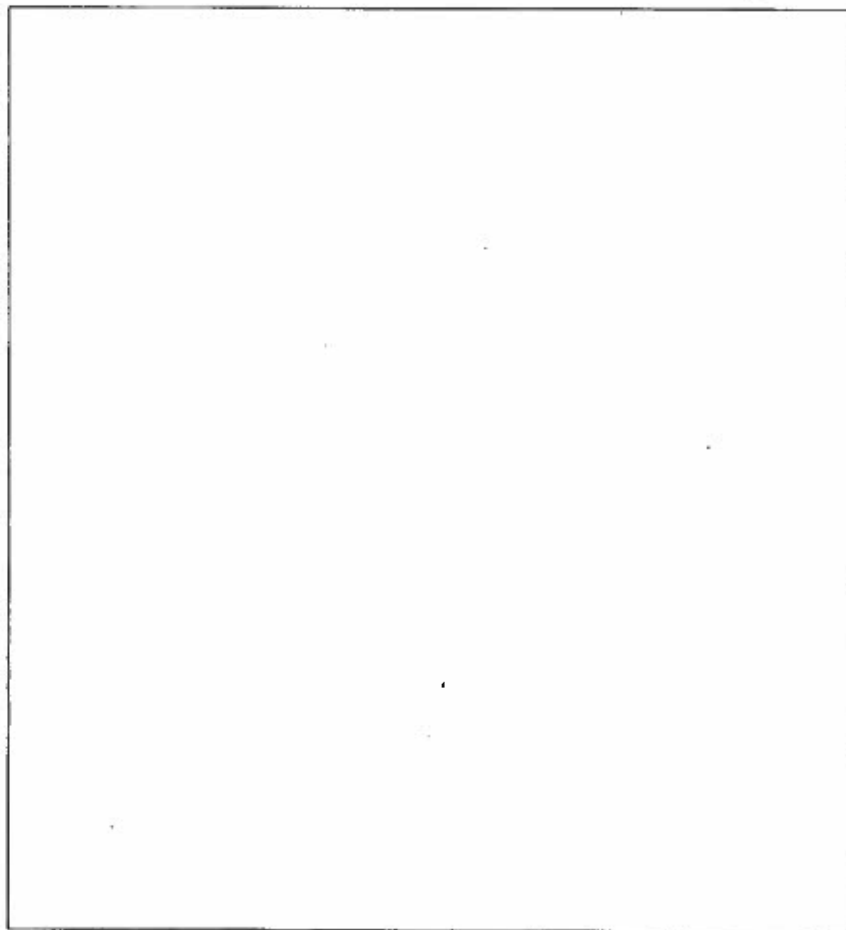
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TO AMEMBASSY MOSCOW PRIORITY

C O N F I D E N T I A L STATE 118960

FOR ZIMMERMANN FROM SIMONS

E.O. 12356: DECL: OADR
TAGS: PREL
SUBJECT: OFFICIAL INFORMAL NO. 85

1. (C - ENTIRE TEXT)



FOIA B6

REVIEW AUTHORITY: Frank
Perez, Senior Reviewer

[REDACTED]

FOIA B6

4. SHCHARANSKIY: [REDACTED]

1.4(B)
B1

[REDACTED] TOLD TOM SIMONS THAT IDA MILGROM RECENTLY SENT FEDORCHUK TWO CABLES SAYING IT'S ABOUT TIME SHE MET WITH HER SON. MILGROM REPORTEDLY SAID THAT IT HAD BEEN OVER TWO MONTHS SINCE SHE HAD COMMUNICATED WITH HIM, AND SHE FEARED THAT HE MIGHT BEGIN HIS HUNGER STRIKE AGAIN IF DENIED A VISIT. DO YOU HAVE (OR CAN YOU GET) ANYTHING TO CONFIRM? [REDACTED] AGREES WITH US THAT THREATENING RENEWAL OF THE HUNGER STRIKE IS NOT LIKELY TO BE HELPFUL.

5. BRIEFING REQUEST FROM SOEX: CHICAGO COUNCIL ON WORLD AFFAIRS GROUP OF ABOUT 20 WILL BE IN MOSCOW JUNE 24 AND 25 AND WOULD APPRECIATE EMBASSY BRIEFING. PLEASE INFORM PREFERRED TIME AND EMBASSY CONTACT.

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6. FOR AMBASSADOR FROM DICK: APPRECIATE YOUR GUIDANCE ON TWO ISSUES INVOLVING YOU PERSONALLY. FIRST, THE EDITOR OF THE DEPARTMENT OF STATE BULLETIN WOULD LIKE TO RUN YOUR PRAVDA ARTICLE, ALONG WITH YOUR OFFICIAL BIO AND PHOTOGRAPH, IN AN UPCOMING ISSUE OF THE BULLETIN. SOUNDS LIKE A FINE IDEA, BUT WE WANTED TO CHECK WITH YOU BEFORE TAKING A POSITION. SECOND, THE COMMITTEE FOR EAST-WEST ACCORD IS ORGANIZING A MAJOR MEETING MAY 17 AND WOULD LIKE FOR YOU OR FOR KEN DAM TO SPEAK, ALONG WITH [REDACTED] CARL MARCY HAS BEEN IN TOUCH WITH US ON THIS, AND IS A BIT CONCERNED TO HAVE A SENIOR ADMINISTRATION FIGURE ON THE PROGRAM TO BALANCE THE CRITICISM OF OUR CURRENT POLICIES [REDACTED]

FOIA B6

[REDACTED] I TOLD CARL THAT YOU WERE SLATED TO SPEAK IN NEW YORK ON THE 17TH, BUT HE WONDERED IF YOU WOULD CONSIDER APPEARING AT HIS MEETING IN WASHINGTON AT 11:30 AM THAT DAY, ON THE ASSUMPTION THAT YOUR NEW YORK PERFORMANCE WOULD BE IN THE EVENING. I HELD OUT LITTLE HOPE BUT SAID I WOULD CHECK WITH YOU. MEANWHILE, DAM'S STAFF DOUBTS THAT HE WILL AGREE TO MAKE THIS APPEARANCE. EAGLEBURGER HAS BEEN ASKED, AND DECLINED DUE TO A SCHEDULING CONFLICT.

7. AIRSPACE VIOLATIONS (REF MOSCOW 4152). IN RESPONSE TO YOUR QUERY OF 18 APRIL 1983, THE FOLLOWING ACTION HAS BEEN TAKEN: SINCE THE US DOES NOT RECOGNIZE SOVIET SOVEREIGNTY OVER THE HABOMAI CHAIN, WE HAVE ORALLY REJECTED THE SOVIET PROTEST. THE SOVIETS WERE REFERRED TO OUR NOTE OF MAY 23, 1957, WHICH CLEARLY SETS FORTH OUR POSITION ON THIS QUESTION. WHEN THERE IS AGREEMENT ON THE APPROPRIATE LANGUAGE, THE SOVIETS WILL RECEIVE A

NOTE CONCERNING OUR REJECTION BY MAIL. WITHOUT REFERRING TO THE PROCEEDING, WE ALSO INTEND TO PROTEST THE SOVIET PENETRATION OF US AIRSPACE NEXT WEEK. AFTERWARDS, WE WILL SEND YOU A FULL REPORTING CABLE.
CONFIDENTIAL

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THE JCS HAS SINCE TOLD US THAT CARRIER AIRCRAFT PROBABLY DID PASS OVER THE HABOMAI CHAIN [REDACTED]

1.4(D)
B1

8. FOR WARREN FROM DICK: CAROL BROOKINGS OF WORLD PERSPECTIVE ASKED THAT WE LET YOU KNOW SHE WILL BE IN MOSCOW FROM MAY 10 TO MAY 14 AND HOPES TO BE ABLE TO CALL ON YOU DURING HER VISIT.

9. FOR ART: RE YOUR OI NO 83: MARSHALL GOLDMAN SAYS HE WILL MEET YOU AT AIRPORT. HE APPRECIATES YOUR WILLINGNESS TO GIVE A PRESS CONFERENCE AND ASSURES YOU THERE WILL BE A GOOD TURNOUT. INABILITY TO PROVIDE AN ADVANCE TEXT OF YOUR SPEECH CAUSES NO RPT NO PROBLEM.

10. WE HAVE JUST LEARNED THAT THE SOVIETS HAVE INVITED HARRIMAN TO COME TO MOSCOW FOR A MEETING WITH ANDROPOV ON OR ABOUT JUNE 1. PETER SWIERS WILL ACCOMPANY. WE'LL GIVE YOU MORE DETAILS ASAP.

11. FROM TOM SIMONS FOR CURT KAMMAN: WE'VE RECEIVED INQUIRIES FROM VARIOUS REGIONAL BUREAUS ABOUT HOW TO HANDLE REQUESTS FOR APPOINTMENT FROM SOVIET EMBASSY OFFICERS IN TERMS OF RECIPROCITY. OUR IMPRESSION HAS BEEN THAT THE EMBASSY HAS BEEN SATISFIED WITH WORKING-LEVEL ACCESS AT MFA, AND WE HAVE USUALLY ADVISED OUR DEPARTMENTAL COLLEAGUES TO GO AHEAD AND RECEIVE THE SOVIETS IF THEY ARE SO INCLINED. IT WOULD BE HELPFUL, HOWEVER, IF YOU COULD GIVE US A QUICK READING OF ANY DIFFICULTIES YOU'VE ENCOUNTERED GETTING APPOINTMENTS, ESPECIALLY IN ANY OF THE REGIONAL DEPARTMENTS AT MFA. IF YOU HAVE HAD SUCH PROBLEMS, WE
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COULD CONSIDER TIGHTENING UP A BIT ON APPOINTMENTS FOR SOVIETS IN THE COUNTERPART BUREAUS HERE.

12. FOR JOYCE FROM BOORSTEIN: JOHN METZLER AND I MET WITH GEORGE RUDENS AT DOE/GERMANTOWN TODAY. WE HAD AN EXTREMELY PRODUCTIVE SESSION AND THIS SHOULD YIELD A FRONT-CHANNEL CABLE WE WILL TRY TO GET TO YOU EARLY NEXT WEEK. BASICALLY, ARGONNE (ANL) IS PREPARED TO SEND A THREE-MAN TECHNICAL TEAM TO MOSCOW ON ONE WEEK'S NOTICE THAT IVTAN PREPARED TO RECEIVE THEM FOR MAGNET PACKOUT. ONE OF THE THREE WOULD REMAIN FOR ENTIRE PACKOUT PERIOD (ESTIMATED AT 2-3 WEEKS). AN ADDITIONAL

ONE OR TWO PEOPLE WOULD COME OUT ABOUT 5 DAYS BEFORE ARRIVAL OF C5 TO FINALIZE PACKING DETAILS. ANL ASSUMING SOVIETS HAVE NO REPEAT NO PACKING CRATES OR MATERIAL AND WILL PLAN ON EITHER AIRSHIPPING SUPPLIES TO MOSCOW FROM US OR ARRANGING SHIPMENT FROM HELSINKI. I SUGGESTED POSSIBILITY OF ORDERING FROM HELSINKI THROUGH EMBASSY/GSO CHANNELS, USING DOE/ANL FUND CITE. THIS MAY BE EXPLORED FURTHER IF ANL DECIDES NOT TO SHIP DIRECT. ANL WOULD HOPE EMBASSY COULD PROVIDE TDY APARTMENT FOR THEIR TECHNICIAN WHO WOULD BE IN MOSCOW FOR DURATION OF PACKOUT. ANL CONSIDERING "FAIR VALUE" OF MATERIALS TO BE LEFT BEHIND. THIS IS ESSENCE OF WHAT WE DISCUSSED TODAY. FURTHER DETAILS AND NEGOTIATING STRATEGY WILL BE SPELLED OUT IN FRONT-CHANNEL CABLE. KEEP US INFORMED IF ANY FEED BACK FROM MFA ON C5.

13. FOR JOYCE/SVEDA FROM BOORSTEIN: REF: (A) MOSCOW 3709, (B) STATE 84055. GARY WAXMONSKY ASKS THAT YOU BE INFORMED THAT JACK DAVIS, GULF COAST WASTE DISPOSAL AUTHORITY REPORTS THAT THE MEETING WITH VODGEO STAFF WHICH EMBASSY ARRANGED EARLIER THIS MONTH FOR DAVIS AND DR. TOM ARNOLD (REFTELS), WAS MOST INTERESTING AND USEFUL. A FOLLOW-UP EXCHANGE OF INFORMATION (VIA CONFIDENTIAL

PAGE 06 STATE 118960

EMBASSY) IS CONTEMPLATED. DAVIS HAS BRIEFED EPA ON RESULTS OF HIS VISIT. THOUGH DAVIS PLANS TO EXPRESS HIS APPRECIATION DIRECTLY TO EMBASSY IN WRITING, HE ASKED THAT WE ADD HIS THANKS TO OURS ON THIS OCCASION. SENATOR TOWER'S STAFF HAS ALSO EXPRESSED THE SENATOR'S GRATITUDE FOR EPA AND EMBASSY SUPPORT.

14. FOR WARREN FROM TOM ON ACCESS. MARK AND I WOULD LIKE TO SOLICIT FROM YOU A THOUGHTFUL CABLE DESCRIBING WHAT WE ARE DOING TO IMPROVE OUR ACCESS TO SOVIET SOCIETY, SUGGESTING FURTHER STEPS WE SHOULD BE TAKING TO ADVANCE THIS OBJECTIVE, AND RELATING THIS EFFORT TO THE QUESTION OF SOVIET ACCESS HERE. THIS COULD BE A FOLLOW-UP TO ART'S SUCCESSFUL CABLE ON ARBATOV, BUT SHOULD TAKE INTO ACCOUNT THAT ARBATOV IS MANAGING TO SLIP OVER THE NO-MEDIA LINE WE HAVE IMPOSED ON HIM. WE HAVE DECIDED NOT TO CALL HIM ON SUCH "VIOLATIONS" - IF THAT RINGS A BELL - TO AVOID SPONTANEOUS AND INSPIRED BACKLASH, BUT WE WILL HAVE TO FACTOR THEM IN WHEN WE CONSIDER NEXT STEPS ON HIS RETURN, AND FURTHER VISA APPLICATIONS FROM HIM. MOREOVER, SOME OF OUR COLLEAGUES AROUND TOWN ARE FEELING BRUISED THAT UNHQ AGREEMENT CONSIDERATIONS FORCED APPROVAL OF VISAS FOR

SOFINSKIY AND ONE OTHER [REDACTED]

[REDACTED] THE SUM OF ALL THIS IS A SOUR
FEELING WHICH COULD BE POISONOUS DURING THE
NEXT ROUND OF DISCUSSIONS ON A NEW CULTURAL
AGREEMENT, AND WE WOULD LIKE TO HEAD THAT
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1.4(D)
B1

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OFF, AND KEEP THE ACCESS RECIPROCITY PICTURE
WITHIN A REASONABLE FRAMEWORK, BY HAVING A
PROGRAM IN TRAIN TO IMPROVE OUR ACCESS
THERE. HENCE OUR REQUEST. DAM

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CONFIDENTIAL STATE 160267

E.O. 12356: DECL: OADR
TAGS: MOPS, PBTS, US, UR
SUBJECT: CLARIFICATION ON OVERFLIGHT PROTESTS

REFS: (A) MOSCOW 06807; (B) STATE 126775; (C) STATE
135682

1. C - ENTIRE TEXT
2. WITH REGARD TO YOUR INQUIRY (REF A) ABOUT THE DATES OF THE DEPARTMENT NOTES CONCERNING THE US AND SOVIET OVERFLIGHTS IN THE NORTH PACIFIC, WE REJECTED THE SOVIET PROTEST (MFA NOTE 42/0SSHA) ON APRIL 29, 1983 (REF B). SUBSEQUENTLY, WE DELIVERED OUR NOTE PROTESTING THE SOVIET OVERFLIGHT ON MAY 4, 1983 (REF C).
3. PLEASE ADVISE IF YOU HAVE NOT RECEIVED REF C. EAGLEBURGER

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**REVIEW AUTHORITY: Frank Perez,
Senior Reviewer**

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FOR SIMONS FROM ZIMMERMANN

E.O. 12356: DECL: OADR
TAGS: PREL
SUBJECT: OFFICIAL INFORMAL NO. 75

1. CONFIDENTIAL - ENTIRE TEXT.

2. MORE ON THE PENTECOSTALS' CAT: WAYNE LEININGER'S ITINERARY HAS FIRMED UP AND IT LOOKS NOW AS IF HE WILL BE ARRIVING AT WASHINGTON NATIONAL AIRPORT AT 1719 REPEAT 1719 ON BOARD TWA 745 ON APRIL 20. WAYNE WILL HAVE SHLEPPED THE [] CAT THROUGH TWO AIRPORTS AND TWO PLANE CHANGES IN TWO DAYS AND WOULD APPRECIATE IT IF SOMEONE FROM AMB. DAVIES' OFFICE COULD MANAGE TO BE THERE TO TAKE THE ANIMAL OFF HIS HANDS. OR HOW 'BOUT SOMEBODY FROM RP???

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3. CRT NEGOTIATING POSITIONS (REF MOSCOW OI 73, PARA 6) NO SOONER DID WE SAY IT DEPARTMENT: WE HAVE JUST RECEIVED STATE 105172, OFM'S RECIPROCITY-FROM-THE-WASHINGTON-PERSPECTIVE CABLE. SECTION 4, SUBSECTIONS J-K AND W-Z, TOUCHES DIRECTLY ON THOSE ISSUES OF SALES AND GAS TAX EXEMPTION WE SPECULATED ABOUT IN OUR OI. ITS CONCLUSION -THAT OFM WILL LOOK INTO THE MATTER OF EXTENDING THESE CONFIDENTIAL

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EXEMPTIONS TO ADDITIONAL STATE JURISDICTIONS WHEN TIME AND STAFFING PERMIT--WILL PROBABLY HAVE TO END UP BEING OUR BOTTOM-LINE POSITION IN OUR TALKS WITH THE SOVIETS. (ALSO SENT TO LENINGRAD.)

4. FOR BOORSTEIN FROM JOYCE: RE THE U.S. ATOMIC ENERGY AGREEMENT LED BY DR. LEISS: MY INITIAL DISCUSSION LAST NIGHT WITH LEISS INDICATES HE THINKS HE CAN TAKE A SLIGHTLY MORE FORTHCOMING POSITION ON THE QUESTION OF COMMITTING THE U.S. TO JOINT PROJECTS AFTER JUNE 1983 THAN

REVIEW AUTHORITY: Frank Perez,
Senior Reviewer

SEEMS TO BE INDICATED BY THE INSTRUCTIONS IN 82 STATE 310516. DO THOSE INSTRUCTIONS STILL HOLD? PLEASE REPLY ASAP.

5. BUDDHISTS IN THE USSR (STATE O.I. 55, SORRY FOR THE DELAY, BUT WE HAVE HAD TO DO SOME SPADE WORK TO GET THE FOLLOWING: THE REPRESENTATIVE IN MOSCOW OF THE CENTRAL SPIRITUAL BOARD OF BUDDHISTS IS DUMA SHAGDAROVNA SHAGDAROVA, 49 METROSTROYEVSKAYA ST., BUILDING NO. 1., MOSCOW. ACCORDING TO V. A. KUROYEDOV IN "RELIGION AND CHURCH IN THE SOVIET STATE," A CONGRESS OF REPRESENTATIVES OF RELIGIOUS SOCIETIES AND OF LAMAS ELECTS THE MEMBERS OF THE BOARD. THE CENTER OF SOVIET BUDDHISM APPEARS TO BE THE DATSANE MONASTERY IN THE VILLAGE OF IVOLGA IN THE BURYAT AUTONOMOUS REPUBLIC. THE CHAIRMAN OF THE BOARD, ZHAMBAL DORZHI GOMBOYEV, PROBABLY RESIDES IN IVOLGA. THE HIGHER BUDDHIST INSTITUTE, WHICH OPENED IN 1970 TO EDUCATE STUDENTS FROM THE USSR AND MONGOLIA IN BUDDHISM, ALSO APPEARS TO BE IN IVOLGA. WE WILL PASS ON ANY OTHER INFO ON BUDDHISTS THAT COMES OUR WAY.

6. AIRSPACE VIOLATIONS (REF MOSCOW 4152). WE CONFIDENTIAL

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RECENTLY SAW A DIA REPORT OF A SOVIET MILITARY AIRCRAFT VIOLATION OF U.S. AIRSPACE, ABOUT A WEEK AFTER THE EARLY APRIL SOVIET COMPLAINT THAT U.S. MILITARY AIRCRAFT VIOLATED SOVIET AIRSPACE OVER THE LITTLE KURILES. DIA SAID THIS WAS THE FIRST SOVIET MILITARY AIRCRAFT INCURSION SINCE 1969 (ALTHOUGH THERE MAY BE SOME FURTHER QUALIFICATION ATTACHED TO THAT STATEMENT). THE SOVIET PENETRATION LOOKS LIKE IT MIGHT BE RETALIATORY. WE WOULD APPRECIATE YOUR READING ON WHETHER THERE WILL BE A REPLY TO THE SOVIET PROTEST, AS WELL AS ANY FACTS THAT HAVE COME TO LIGHT ABOUT THE VALIDITY OF THEIR ALLEGATIONS.

7. JOSEF BEGUN CASE (STATE O.I. 73, PARA. 9). IT WOULD BE A GOOD IDEA IN PRINCIPLE TO HAVE EMBASSY REPRESENTATIVES ATTEMPT TO ATTEND BEGUN'S TRIAL IN VLADIMIR. IN ATTEMPTING TO DO SO, HOWEVER, WE FACE AT LEAST THREE POSSIBLE OBSTACLES: 1) WE WILL NEED AT LEAST 2 DAYS' NOTICE OF THE TRIAL SINCE WE MUST REQUEST PERMISSION TO TRAVEL TO VLADIMIR; 2) THE SOVIETS PROBABLY WILL DENY US SUCH PERMISSION SINCE THEY WILL KNOW OUR REASON FOR WANTING TO GO; AND 3) EVEN IF THEY LET US GO, THEY CAN MAKE IT DIFFICULT FOR US TO COVER THE TRIAL IF IT LASTS MORE THAN ONE DAY, WHICH MANY SUCH TRIALS DO, BY CLAIMING THAT THEY ARE UNABLE TO ARRANGE ACCOMMODATIONS FOR US. ALL OF THIS BEGS THE QUESTION OF WHETHER WE'LL BE ADMITTED TO THE COURTROOM--WE VERY LIKELY WILL NOT.

WE WILL SPREAD THE WORD THAT WE WOULD LIKE TO BE INFORMED IMMEDIATELY OF THE DATE OF THE TRIAL ONCE IT BECOMES

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KNOWN. ASSUMING WE ARE, WE THEN WILL REQUEST PERMISSION TO GO TO VLADIMIR. IF WE RECEIVE IT WE WILL GO THERE AND COVER THE TRIAL AS LONG AS IT LASTS, EVEN IF WE HAVE TO SLEEP IN THE TRAIN STATION.

8. REFUSENIK HUNGER STRIKE (STATE O.I. 72, PARA. 3). LOCAL CONTACTS WHOM WE SEE REGULARLY AT THE SYNAGOGUE HAVE CONFIRMED THAT 36 YEAR-OLD LENINGRAD REFUSENIK [REDACTED] [REDACTED] HAS BEEN ON A HUNGER STRIKE (WATER ONLY) SINCE MARCH 1 IN PROTEST AGAINST SOVIET AUTHORITIES' REFUSAL TO ALLOW HER TO EMIGRATE TO ISRAEL. OUR SOURCES SAY THAT THE ALLEGEDLY "SECRET" NATURE OF HER FATHER'S WORK HAS

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BEEN CITED AS THE REASON FOR THE DECISION. (INCIDENTALLY, [REDACTED] APPARENTLY HAS HAD NO CONTACT WITH HER FATHER FOR SOME THREE YEARS, HAS NO OTHER CLOSE RELATIVES IN LENINGRAD, AND IS SINGLE.) [REDACTED] REPORTEDLY WAS VISITED BY A JEWISH KGB PHYSICIAN OVER THE WEEKEND OF APRIL 9-10 AND THREATENED WITH FORCED HOSPITALIZATION AND SUBSEQUENT TRIAL ON A CHARGE OF ATTEMPTED SUICIDE
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(WHICH, TO OUR KNOWLEDGE, IS NOT A CRIMINAL OFFENSE.) THIS SAME DOCTOR ALSO ALLEGEDLY SAID THAT THOSE PERSONS ASSISTING [REDACTED] DURING HER FAST WOULD BE "SUED" FOR INSTIGATING HER ATTEMPTED SUICIDE. OUR SOURCES ADDED THAT THEY HAD HEARD TOWARD THE END OF THE WEEK OF APRIL 10 THAT THE SOVIETS HAD BEGUN ACTIVELY TO PREPARE TO HOSPITALIZE FRADKOVA. A NUMBER OF CORRESPONDENTS HERE ARE AWARE OF [REDACTED] PLIGHT, BUT INTEREST IN IT SEEMS MINIMAL, WHICH IS UNFORTUNATE SINCE OUR SOURCES SAY THAT SHE WILL END THE STRIKE IF WESTERN MEDIA PUBLICIZE HER PLIGHT. WE WILL KEEP IN TOUCH WITH OUR SOURCES ON THIS ONE AND REPORT ANYTHING NEW WE PICK UP. WE BELIEVE THAT THE TELEPHONE NUMBER AND ADDRESS YOU PROVIDED ARE ACCURATE. (SENT TO DEPARTMENT AND LENINGRAD)

9. STRANGE WARNINGS TO REFUSENIKS. WE HEARD AT THE SYNAGOGUE ON SATURDAY EVENING A STORY ABOUT STRANGE WARNINGS TO REFUSENIKS. A SOURCE WHOM WE REGARD AS RELIABLE TOLD US THAT SEVERAL YOUNG AMERICAN WOMEN FLUENT IN HEBREW WHO RECENTLY VISITED MOSCOW HAD WARNED A REFUSENIK FAMILY THAT THEY WERE IN GREAT DANGER AND THAT THEY SHOULD IMMEDIATELY CEASE ALL CONTACT WITH FOREIGN CORRESPONDENTS TO ENSURE THEIR SAFETY. AS A RESULT, ACCORDING TO OUR SOURCE, THIS PARTICULAR FAMILY HAS DECIDED TO SEVER SUCH CONTACT. (OUR SOURCE SAID THE WARNING DID NOT, RPT, NOT PERTAIN TO DIPLOMATS.) FRANKLY, WE ARE FLABBERGASTED. OF COURSE, IT'S POSSIBLE THAT THE FAMILY IN QUESTION FOR ITS OWN REASONS MAY HAVE FABRICATED THE STORY, BUT, IF IT'S TRUE, WE FAIL TO UNDERSTAND WHY THE FAMILY WOULD ACT ON THE BASIS OF A WARNING FROM VISITING AMERICANS AND CAN'T HELP BUT WONDER WHO THESE PERSONS WERE AND WHO THEY REPRESENTED. WE WOULD APPRECIATE ANYTHING YOU HEAR FROM INTERESTED AMERICANS WHICH MIGHT SHED LIGHT
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ON THIS. (SENT DEPARTMENT AND LENINGRAD)HARTMAN

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