

Case Number: 2014-1060-F

FOIA MARKER

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Original OA/ID Number: 2025				
Document ID: 9802173				
Stack: V	Row: 45	Section: 4	Shelf: 9	Position: 2

UNCLASSIFIED
NSC/RMO PROFILE

RECORD ID: 9802173
RECEIVED: 24 MAR 98 14

TO: CAPLAN, P

FROM: BERGER

DOC DATE: 26 MAR 98
SOURCE REF:

KEYWORDS: VIETNAM
IMMIGRATION
WH REFERRAL

MFN
EO

PERSONS:

SUBJECT: RESPONSE TO EO -- VIETNAM JACKSON-VANIK WAIVER

ACTION: KERRICK SGD MEMO

DUE DATE: 26 MAR 98 STATUS: C

STAFF OFFICER: GAGNON

LOGREF:

FILES: WH

NSCP:

CODES:

D O C U M E N T D I S T R I B U T I O N

FOR ACTION

FOR CONCURRENCE

FOR INFO

BAKER
BUSBY
GAGNON
KYLE
NSC CHRON
RUDMAN

COMMENTS: _____

DISPATCHED BY _____ DATE _____ BY HAND W/ATTCH

OPENED BY: NSDRS

CLOSED BY: NSTTS

DOC 2 OF 2

UNCLASSIFIED

UNCLASSIFIED
ACTION DATA SUMMARY REPORT

RECORD ID: 9802173

DOC ACTION OFFICER

CAO ASSIGNED ACTION REQUIRED

001 GAGNON
002

Z 98032414 PREPARE MEMO FOR BERGER
X 98032614 KERRICK SGD MEMO

DISPATCH DATA SUMMARY REPORT

DOC DATE DISPATCH FOR ACTION

DISPATCH FOR INFO

002 980326 CAPLAN, P

UNCLASSIFIED

**National Security Council
The White House**

PROOFED BY: _____ LOG # 2173
 URGENT NOT PROOFED: _____ SYSTEM PRS NSC INT ARS
 BYPASSED WW DESK: _____ DOCLOG h A/O _____

	SEQUENCE TO	INITIAL/DATE	DISPOSITION
<i>AD</i> Cosgriff	1		
Rice	<u>1</u>	<u>Ⓟ 3/24</u>	
Davies			
Kerrick	<u>2</u>	<u>Ⓢ 3/26</u>	
Steinberg		<i>copy</i>	
Berger		<i>copy</i>	
Situation Room			
West Wing Desk	<u>3</u>	<u>TMA 3.26</u>	<u>DA</u>
Records Mgt.	<u>4</u>		<u>N</u>

A = Action	I = Information	D = Dispatch	R = Retain	N = No Further Action
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cc: *SRB* } *TMA*
 JS } *3.26*

COMMENTS:

'98 MAR 25 PM 5:51

Exec Sec Office has diskette *NO*

**National Security Council
The White House**

PROOFED BY: _____ LOG # 2173
 URGENT NOT PROOFED: _____ SYSTEM PRS NSC INT ARS
 BYPASSED WW DESK: _____ DOCLOG W A/O _____

	SEQUENCE TO	INITIAL/DATE	DISPOSITION
<i>JP</i> Cosgriff	1		
Rice	<u>1</u>	<u>Ⓟ 3/24</u>	
Davies			
Kerrick	<u>2</u>	<u>Ⓢ 3/26</u>	
Steinberg		<i>copy</i>	
Berger		<i>copy</i>	
Situation Room			
West Wing Desk	<u>3</u>	<u>TMA 3.26</u>	Ⓢ
Records Mgt.	<u>4</u>		<u>N</u>

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JS } *3.26*
✓

COMMENTS:

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SUBJECT: EO ON VIETNAM JACKSON - VANIK WAIVER

ACTION: PREPARE MEMO FOR BERGER

DUE DATE: 26 MAR 98 STATUS: S

STAFF OFFICER: GAGNON

URGENT

LOGREF:

FILES: WH

NSCP:

CODES:

D O C U M E N T D I S T R I B U T I O N

FOR ACTION
GAGNON

FOR CONCURRENCE

BAKER *for WH*

BUSBY *BB*

KYLE

Rodman-JF

FOR INFO

BRAINARD, L

CLARKE

EXECSEC

KRISTOFF

LEE

SCHWARTZ

URGENT

COMMENTS:

See WH Staffing Memo Sheet.

DISPATCHED BY _____ DATE _____ BY HAND W/ATTCH

OPENED BY: NSDRS

CLOSED BY:

DOC 1 OF 1

UNCLASSIFIED

WHITE HOUSE STAFFING MEMORANDUM

Date: 3/24/98 ACTION / CONCURRENCE / COMMENT DUE BY: 3/26/98
 Subject: EXEC. ORDER -- VIETNAM JACKSON - VANIK WAIVER

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	☒	☐	McCURRY	☐	☒
BOWLES	☒	☐	McGINTY	☐	☐
McLARTY	☐	☐	NASH	☐	☐
PODESTA	☒	☐	REED	☐	☐
MATHEWS	☐	☐	RUFF	☐	☐
RAINES	☐	☐	SMITH	☐	☐
BEGALA	☒	☐	SOSNIK	☐	☐
BERGER	☒	☐	SPERLING	☐	☐
BLUMENTHAL	☐	☐	STEIN	☒	☐
ECHAVESTE	☐	☐	STERN	☐	☐
EMANUEL	☒	☐	STREETT	☐	☐
GIBBONS	☐	☐	VERVEER	☐	☐
IBARRA	☐	☐	WALDMAN	☐	☐
KLAIN	☐	☐	YELLEN	☐	☐
LEWIS	☒	☐	<u>CLERKS</u>	☒	☐
LINDSEY	☐	☐		☐	☐
MARSHALL	☐	☐		☐	☐
				☐	☐

REMARKS:

COMMENTS TO STAFF SEC. March 26, 1998

RESPONSE:

The NSC staff concurs with the attached Executive Order.

Sam
 Samuel R. Berger

Staff Secretary's Office
 Ext. 62702



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

'98 MAR 24 PM 12:13

March 20, 1998

THE DIRECTOR

MEMORANDUM FOR THE PRESIDENT

FROM:

Franklin D. Raines
Director

SUBJECT:

Proposed Executive Order Entitled "Waiver under the Trade Act of 1974 with Respect to Vietnam"

SUMMARY: This memorandum forwards for your consideration a proposed Executive order that was prepared by the Department of State. The proposed order would waive the Jackson-Vanik Amendment of the Trade Act of 1974 with respect to Vietnam to permit increased trade with Vietnam.

BACKGROUND: The Jackson-Vanik Amendment (section 402 and 409 of the Trade Act of 1974, as amended) ("Amendment") provides that the Trade Act's economic benefits cannot be extended to countries that: (1) deny their citizens the right or opportunity to emigrate; (2) impose more than a nominal tax on emigration documents required to emigrate; or (3) impose more than a nominal charge on any citizen who desires to emigrate. Under that standard, Vietnam should be denied the Trade Act's benefits. However, the amendment also provides that the President may waive the Amendment, if he reports to Congress: (1) that such a waiver will promote the Amendment's freedom of emigration objectives; and (2) that he has received assurances that the country's emigration practices will lead substantially to the achievement of the Amendment's objectives.

Regarding Vietnam, the government there has liberalized in emigration policies considerably since the 1980's. The Vietnamese authorities have established a solid record in cooperating with the United States on the Orderly Departure Program, under which 450,000 Vietnamese have emigrated legally to the United States. The Government of Vietnam has also provided assurances that it will continue to liberalize its emigration policies. The Department of State and the National Security Council believe that granting a waiver of the Amendment to Vietnam builds on the Administration's strategy of promoting stability in the region through Vietnam's integration into the world markets and international organizations such as ASEAN and APEC.

None of the affected agencies objects to the proposed Executive order.

RECOMMENDATION: I recommend that you sign the proposed Executive order.

Attachments



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

March 20, 1998

THE DIRECTOR

MEMORANDUM FOR THE PRESIDENT

FROM:

Franklin D. Raines
Director

SUBJECT:

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Regarding Vietnam, the government there has liberalized in-emigration policies considerably since the 1980's. The Vietnamese authorities have established a solid record in cooperating with the United States on the Orderly Departure Program, under which 450,000 Vietnamese have emigrated legally to the United States. The Government of Vietnam has also provided assurances that it will continue to liberalize its emigration policies. The Department of State and the National Security Council believe that granting a waiver of the Amendment to Vietnam builds on the Administration's strategy of promoting stability in the region through Vietnam's integration into the world markets and international organizations such as ASEAN and APEC.

None of the affected agencies objects to the proposed Executive order.

RECOMMENDATION: I recommend that you sign the proposed Executive order.

Attachments

Executive Order

WAIVER UNDER THE TRADE ACT OF 1974 WITH
RESPECT TO VIETNAM

By the authority vested in me as President by the Constitution and the laws of the United States, including subsection 402(c)(2) of the Trade Act of 1974, as amended ("Act") (19 U.S.C. 2432(c)(2)), which continues to apply to Vietnam pursuant to subsection 402(d) of the Act, and having made the report to the Congress required by subsection 402(c)(2), I hereby waive the application of subsections (a) and (b) of section 402 of the Act with respect to Vietnam.

THE WHITE HOUSE,