

FOIA MARKER

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Folder Title:

SSCI [Senate Select Committee on Intelligence] Draft Report on Bosnia (including comments) [2]

Staff Office-Individual:

Legal Advisor-Baker, James

Original OA/ID Number:

1005

Row:	Section:	Shelf:	Position:	Stack:
39	2	2	1	V

Withdrawal/Redaction Sheet

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DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
001. report	Summary (4 pages)	00/00/1996	P1/b(1)
002. report	Summary by Section (9 pages)	00/00/1996	P1/b(1)
003. report	Re: Bosnia Arms Transfers (28 pages)	00/00/1996	P1/b(1)
004. report	Re: Bosnia Arms Transfers (28 pages)	00/00/1996	P1/b(1)
005. report	Bosnia Report (11 pages)	01/10/1997	P1/b(1)
006. fact sheet	Re: Arms Shipments to Bosnia (4 pages)	05/03/1996	P1/b(1)
007. report	Re: Bosnia (8 pages)	04/29/1996	P1/b(1)
008. cover sheet	White House Situation Room Fax Cover Sheet [partial] (1 page)	10/01/1996	P3/b(3)
009. cover sheet	White House Situation Room Fax Cover Sheet [partial] [duplicate of 008] (1 page)	10/01/1996	P3/b(3)
010a. cover sheet	Fax Cover Sheet (1 page)	09/20/1996	P1/b(1)
010b. note	Re: Bosnia Report (2 pages)	09/20/1996	P1/b(1)
011a. cover sheet	SSCI Fax Cover Sheet (1 page)	09/23/1996	P1/b(1)

COLLECTION:

Clinton Presidential Records
National Security Council
Legal Advisor (James Baker)
OA/Box Number: 1005

FOLDER TITLE:

SSCI [Senate Select Committee on Intelligence] Draft Report on Bosnia (including comments) [2]

2017-0035-F

in266

RESTRICTION CODES

Presidential Records Act - [44 U.S.C. 2204(a)]

P1 National Security Classified Information [(a)(1) of the PRA]
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C. Closed in accordance with restrictions contained in donor's deed of gift.

PRM. Personal record misfile defined in accordance with 44 U.S.C. 2201(3).

RR. Document will be reviewed upon request.

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DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
011b. memo	Re: Additional Views (2 pages)	09/23/1996	P1/b(1)
012. letter	Re: SSCI Inquiry (1 page)	08/08/1996	P1/b(1)
013a. cover sheet	SSCI Fax Cover Sheet (1 page)	09/20/1996	P1/b(1)
013b. memo	Re: Draft Dissenting Views (1 page)	09/20/1996	P1/b(1)
014. cover sheet	NSC Fax Cover Sheet [partial] (1 page)	09/20/1996	P3/b(3)
015a. cover sheet	SSCI Fax Cover Sheet [duplicate of 013a] (1 page)	09/20/1996	P1/b(1)
015b. memo	Re: Draft Dissenting Views (3 pages)	09/20/1996	P1/b(1)
016. report	Conclusions (8 pages)	00/00/1996	P1/b(1)

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SSCI
Report

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2017-0035-F

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- Comments

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COMMITTEE SENSITIVE

96-2954-N

DRAFT ADDITIONAL VIEWS OF DISSENTING SENATORS
JOHN GLENN, RICHARD H. BRYAN AND BOB GRAHAM

We oppose the Committee *Report on U.S. Actions Regarding Iranian and Other Arms Transfers to the Bosnian Army, 1994-1995* because we disagree with the analysis contained in this Report. The evidence developed by the Committee inquiry to date clearly indicates that there was no covert action related to the transfer of Iranian arms to Bosnia.

Certainly, United States diplomatic actions surrounding the situation in Bosnia were not routine. This difficult situation was compounded by what may have been excessive secrecy in the Executive Branch regarding its policy towards Bosnia, a failure to keep Congress formally informed of an emerging United States policy, and a failure of the Executive Branch to keep adequate records of its activities and decisions. While the Committee Report examines these issues, we do not agree with the Report's analysis on the question of whether a covert action occurred, and the conclusion that United States officials went beyond "traditional diplomatic activity."

NO COVERT ACTION

Section 503(e) of the National Security Act defines "covert action" as "an activity or activities of the United States Government to influence political, economic, or military conditions abroad, where it is intended that the role of the United States Government will not be apparent or acknowledged publicly." Certain activities are exempted from the definition, including "traditional diplomatic or military activities." Our analysis of the facts as collected by the Committee clearly indicate that the activities of the Administration did not constitute covert action under this definition.

TRADITIONAL DIPLOMATIC ACTIVITY

The Committee Report states that "the interchange between the United

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96-2954-N

States Ambassador to Croatia and the Croatian President in April 1994 did not constitute traditional diplomatic activity, at least as that term is understood by most Americans." While the public's definition of the term "traditional diplomatic activity" can be disputed, the Senate's understanding of this term is clear. We rely on the definition in the Senate Report on the Fiscal Year 1991 Intelligence Authorization Bill. (Senate Report 102-85, pp. 45-46) This definition describes precisely the exchange between Ambassador Galbraith and President Tudjman when it defines the term as "the use of diplomatic channels or personnel to pass messages and conduct negotiations between the United States and other governments or foreign entities."

Moreover, Committee witnesses who addressed this issue consistently described the exchange as traditional diplomatic activity. For example:

Morton Halperin, former Department of Defense and National Security Council official: *"... the action here was standard diplomatic activity..."*

Lloyd Cutler, former counsel to President Carter and President Clinton: *"...this was, at most, a diplomatic communication."*

John Deutch, Director of Central Intelligence: *"In my judgment it was a secret diplomatic exchange, which happens a million times a day..."*

The Honorable Peter Galbraith, Ambassador to Croatia: *"This was... in my view, purely a diplomatic exchange..."*

The Honorable Strobe Talbott, Deputy Secretary of State: *"... we felt this to be at the time a genuinely and purely diplomatic exchange, a confidential diplomatic exchange."*

The Committee's lengthy inquiry into this issue clearly shows that no covert action occurred in relation to the Iranian arms transfers to Bosnia. Because covert action was one of the fundamental issues to be addressed when this inquiry was requested by then-Senate Majority Leader Robert Dole, we do not understand why the Committee failed to make a judgment on this issue.

COMMITTEE SENSITIVE

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96-2954-N

DRAFT ADDITIONAL VIEWS OF SENATOR JOHN KERRY

In undertaking an inquiry into the matter of Iranian arms shipments to Bosnia, the central question facing the Senate Select Committee on Intelligence was whether or not U.S. Government officials had engaged in an unauthorized covert action to encourage those shipments. The Committee could not reach agreement on this point and the Committee Report fails to answer this critical question. By not taking a stand on the issue of covert action the Report sows doubt where none should exist, and leaves a strong impression that the activities of U.S. diplomats may have crossed the line into the realm of covert action. The facts as outlined in the Report clearly indicate that the U.S. policy of not objecting while Iranian arms flowed to Bosnia was not a covert action.

While the Report takes no position on the issue of covert action, it concludes that the events surrounding the delivery of the "no instructions" message to President Tadjman were "not traditional diplomatic activity." The Report bases this conclusion primarily on the substance of the policy rather than the activities associated with delivering the message. The Report describes the episode as "not traditional diplomatic activity" because the "no instructions" message meant that the United States in effect turned a blind eye to activity that violated a United Nations Security Council resolution and because that activity involved Iran, a country sanctioned under U.S. law.

Certainly the policy of standing mute while Iranian arms flowed to Bosnia had significant ramifications and was highly unusual both in substance and in execution. The United States normally does not and should not condone violations of U.N. Security Council resolutions, and three successive U.S. administrations have attempted to isolate Iran for its support of international terrorism. Actions contrary to these public policies contained notable risks and consequently they cannot be considered part of normal, everyday U.S. diplomacy. However, by stating categorically that this exchange was "not traditional diplomatic activity" the Report could lead readers to the false conclusion that it was covert action -- a conclusion I do not support.

COMMITTEE SENSITIVE

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96-2954-N

The term "traditional diplomatic activity" is not defined in statute. The Report purports to use it as it "is understood by most Americans" rather than in a specific legal context. The term is used, however, in Section 503 of the National Security Act of 1947. This Section defines covert action and specifically excludes "traditional diplomatic activity" from the definition. Since the Report uses the term in the context of an analysis of possible covert action, readers might incorrectly assume that the Report has concluded that the actions of U.S. diplomats in this case are not covered by the legal exemption for "traditional diplomatic activity."

Although I disagree with the tone of the Report regarding covert action, I endorse its findings concerning the inadequacy of communication between Executive branch agencies, and between the Executive branch and Congress. Much of the confusion and suspicion surrounding events in Croatia and Bosnia in 1994 could have been avoided if the Defense Department and the Intelligence Community had participated in the decision making process leading up to the "no instructions" response. At the very least, State Department and National Security Council officials should have adequately explained the decision to their counterparts in these other agencies.

As the Report points out, the failure to keep Congress completely informed limited our ability to responsibly debate and legislate on the Bosnia issue. Congress cannot fulfill its responsibilities when critical information is not shared. Additionally, the Administration should have consulted with the Congress and explained the risks associated with the tacit acceptance of Iran, one of the world's most dangerous states, as the supplier of arms. The two branches of government must act cooperatively on matters affecting our national security.

COMMITTEE SENSITIVE

JAN 11 '97 01:13AM

LARRY COMBEST, TEXAS, CHAIRMAN

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NEWT GINGRICH, GEORGIA, EX OFFICIO

RICHARD A. GEPHARDT, MISSOURI, EX OFFICIO

P.2

Room H-405, U.S. Capitol
(202) 225-4121

MARK M. LOWENTHAL, STAFF DIRECTOR
LOUIS H. DUPART, CHIEF COUNSEL
MICHAEL W. SHEEHY, DEMOCRATIC COUNSEL

U.S. HOUSE OF REPRESENTATIVES

PERMANENT SELECT COMMITTEE

ON INTELLIGENCE

WASHINGTON, DC 20515-6415

January 10, 1997

Mr. James Baker
Deputy Legal Advisor
National Security Counsel

Dear Mr. Baker:

I am enclosing a draft statement of views for Democrats to consider for inclusion in the Committee's report on its investigation into arms transfers in Bosnia. I would appreciate your having the document reviewed for declassification purposes, but would request that, as none of the Democrats have yet read this material, you ensure that it is not made available to anyone not involved in the declassification process.

Thank you for your assistance.

Sincerely,

Michael W. Sheehy

Michael W. Sheehy
Democratic Counsel

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SSCI
Report

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DATE: 12/16/96

SUBJECT: Dec 16 Clinton/Bruton/Santer Press Conference

THE WHITE HOUSE

Office of the Press Secretary

For Immediate Release

December 16, 1996

PRESS CONFERENCE BY PRESIDENT CLINTON,
PRIME MINISTER OF IRELAND JOHN BRUTON
AND PRESIDENT OF THE EUROPEAN COMMISSION JACQUES SANTER

Room 450
Old Executive Office Building

2:20 P.M. EST

PRESIDENT CLINTON: It is a pleasure to welcome back to the White House Prime Minister Bruton of Ireland and President Santer of the European Commission.

A year ago in Madrid, the United States and the European Union launched the New Transatlantic Agenda to fight international crime and terrorism and drug trafficking, to support peacemakers around the world, to bring down barriers to commerce between our nations. Today I am proud of the concrete progress we have made in that short year.

Our commitment to reducing trade barriers is paying off, clearing the path to greater prosperity. Next month our negotiators will finish work on a set of Mutual Recognition Agreements which will abolish requirements that a broad range of products, including telecommunications and medical equipment, be reinspected and recertified for each other's markets. This will remove barriers on \$40 billion worth of trade between the United States and the European Union, cutting red tape for our businesses and prices for our consumers. One standard; one test; one time.

I want to especially thank the Transatlantic Business Dialogue for their leadership in achieving these agreements, especially the European and American co chairs, Jan Timmer, former Chairman of the Phillips Corporation -- Phillips Electronic Corporation -- and Dana Mead, Chairman of Tenneco. They are both here today and I'd like to ask them to stand and be

(untitled)

(untitled)

his confirmation is in jeopardy?

PRESIDENT CLINTON: No, I don't think his confirmation is in jeopardy because he did a superb job as National Security Advisor, and this country is in better shape than it was four years ago, and because he's very well qualified to be head of the CIA.

I believe that what he said is right. A lot of things were happening during that period of time. We were not under any legal obligation of any kind, as far as I'm aware, to make any kind of specific notation about the cables that went back and forth regarding this issue. But in retrospect, he said it probably would have been better to inform key members of Congress on a confidential basis, and I accept that.

I would like to point out, though, one reason why I don't see how in the world this could be any kind of basis for voting against him -- the Congress actually mandated that policy just a few weeks ago, if you'll remember. The Congress actually mandated that the arms embargo not be enforced by the United States, going far beyond anything that had transpired in the cables. So I think that ought to be on the public record and that will be a factor here.

Q How long will it take for business -- on the MRAs?

PRIME MINISTER BRUTON: Pretty well immediately after it comes into force, because any new standards, any new products that are being introduced will not have to go through a twin track approach, they will be able to get the requisite recognition in one jurisdiction and that would then be recognized in the other.

PRESIDENT CLINTON: Do you agree with that?

TABD SPOKESPERSON: Yes, sir. Essentially immediately.

Q cooperation in Europe, we have an agency called the Central Intelligence Agency, which you may or may not know much about, but they are living in secret all the time and they're trying to overthrow other nations around the world and sell arms to nations -- even those fighting in a civil war, they sell to both sides. Don't you think that's adverse to cooperation?

PRESIDENT CLINTON: They shouldn't do anything illegal and if they are today I don't know about it. I can't vouch for what they did before I showed up.

Yes, go ahead.

Q Mr. President, during your second administration are you prepared to enforce your policy on the settlement issue upon the Israeli government, using American financial, political means

(untitled)

Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
007. report	Re: Bosnia (8 pages)	04/29/1996	P1/b(1)

COLLECTION:

Clinton Presidential Records
National Security Council
Legal Advisor (James Baker)
OA/Box Number: 1005

FOLDER TITLE:

SSCI [Senate Select Committee on Intelligence] Draft Report on Bosnia (including comments) [2]

2017-0035-F
jn266

RESTRICTION CODES

Presidential Records Act - [44 U.S.C. 2204(a)]

- P1 National Security Classified Information [(a)(1) of the PRA]
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C. Closed in accordance with restrictions contained in donor's deed of gift.

PRM. Personal record misfile defined in accordance with 44 U.S.C. 2201(3).

RR. Document will be reviewed upon request.

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- b(9) Release would disclose geological or geophysical information concerning wells [(b)(9) of the FOIA]

fax: 456-4110

**U.S. Senate
Select Committee on Intelligence**

Fax Cover Sheet

To: JAMIE BAKER, NSC, 456-4111

From: EDWARD LEVINE, SSCI

SSCI#: 96-3566

Date: 10/1/96

Time: 4:30 pm

Classification: UNCL

Page 1 of 2

Prepared by: JUDLFE

Note to Recipient:

If you did not receive every page of this facsimile, please call
(202) 224-1771.

Withdrawal/Redaction Marker

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DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
008. cover sheet	White House Situation Room Fax Cover Sheet [partial] (1 page)	10/01/1996	P3/b(3)

COLLECTION:

Clinton Presidential Records
National Security Council
Legal Advisor (James Baker)
OA/Box Number: 1005

FOLDER TITLE:

SSCI [Senate Select Committee on Intelligence] Draft Report on Bosnia (including comments) [2]

2017-0035-F
jn266

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UNCLASSIFIED UPON REMOVAL
OF CLASSIFIED ATTACHMENTS

Initials: JK Date: 1-11-2018

TIME OF TRANSMISSION: 2017-0035-F

TIME OF RECEIPT:

'96 OCT 1

PM 12 46

WHITE HOUSE
SITUATION ROOM

PRECEDENCE

CLASSIFICATION:

RELEASER: _____

IMMEDIATE

~~SECRET~~

DATE/TIME: _____

MESSAGE #:

2144

FROM: JAMES E. BAKER

PH: 456-9111

ROOM: 348

SUBJECT: SSCI DRAFT REPORT ON BOSNIA

PAGES: 35 36

PLEASE DELIVER TO:

LOCATION	DELIVER TO	ROOM	PHONE
STATE/H	Mike Klosson	7261	2-02/647-1050
(b)(3)			
DOD/ODGC/LC	Bill Sheehan	3C975	703/697-2714

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Central Intelligence Agency



Washington, D.C. 20505

OCA 96-1679/1

6 September 1996

The Honorable Arlen Specter
Chairman
Select Committee on Intelligence
United States Senate
Washington, D.C. 20510

Dear Mr. Chairman:

As you requested, the executive branch has reviewed for declassification the Committee's draft report on arms flows to Bosnia and Croatia that you enclosed with your letter of 8 August 1996 to Director Deutch. We provided copies of the draft report to the Departments of State and Defense and we have consulted with these departments as well as NSC staff on matters falling under their purview in the preparation of this response.

As you will see from the classified mark-up, the executive branch has concluded that substantial portions of the passages marked as classified in your report should in fact remain classified; in virtually all cases the SSCI staff has already accurately portion marked the document. The substantive revisions necessary to declassify this 43-page document are more appropriately made by the Committee itself. We will, of course, be pleased to work with Mr. Levine, the Committee's staff referent for the report, to review any unclassified revision the SSCI may choose to prepare. In this respect, I would note that several substantial portions of the document are unclassified.

The executive branch was asked to review the report for classification only. However, this review has indicated that the report contains substantive errors, which the executive branch would be pleased to bring to Mr. Levine's direct attention. The report also contains a number of legal characterizations with which the executive branch strongly disagrees. I trust that the testimony provided by the DCI, the Acting Legal Adviser at the Department of State and others has helped elaborate this point.

The Honorable Arlen Specter

Thank you for the opportunity to review the draft report. We look forward to continuing to work with the Committee.

Sincerely,

A handwritten signature in black ink, appearing to read "J. H. Moseman", written in a cursive style.

John H. Moseman
Director of Congressional Affairs

Central Intelligence Agency



Washington, D.C. 20505

OCA 96-1679
6 September 1996

The Honorable J. Robert Kerrey
Vice Chairman
Select Committee on Intelligence
United States Senate
Washington, D.C. 20510

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The Honorable J. Robert Kerrey

Thank you for the opportunity to review the draft report. We look forward to continuing to work with the Committee.

Sincerely,

A handwritten signature in black ink, appearing to read "JH Moseman", with a long horizontal stroke extending to the right.

John H. Moseman
Director of Congressional Affairs

fax: 456-9110

U.S. Senate
Select Committee on Intelligence

Fax Cover Sheet

To: JAMIE BAKER, NSC, 456-9111

From: EDWARD LEVINE, SSCI

SSCI#: 96-3566

Date: 10/1/96

Time: 4:30 pm

Classification: UNCL

Page 1 of 2

Prepared by: JUDLFE

Note to Recipient:

If you did not receive every page of this facsimile, please call
(202) 224-1771.

ARLEN SPECTER, PENNSYLVANIA, CHAIRMAN
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CHRISTOPHER C. STRAUSS, MINORITY STAFF DIRECTOR
KATHLEEN P. MCINNES, CHIEF CLERK

United States Senate

SELECT COMMITTEE ON INTELLIGENCE

WASHINGTON, DC 20510-8673

October 1, 1996

SSCI# 96-3566

The President
The White House
Washington, D.C. 20000

Dear Mr. President:

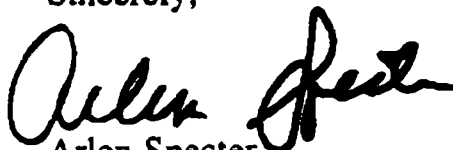
The Senate Select Committee on Intelligence voted recently to issue a public report on the Committee's five-month inquiry into "U.S. Actions Regarding Iranian and Other Arms Transfers to the Bosnian Army, 1994-1995."

In light of the Committee's review of additional documents recently made available by the Department of State and the National Security Council, the Committee had modified the version of its report that had previously been certified by the Executive branch as unclassified. A copy of the report as approved by the Committee has been sent to the office of the National Security Council Legal Adviser.

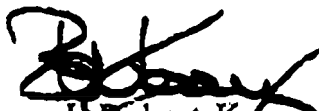
The Committee would appreciate a speedy declassification review of this report. If there should be any material that truly cannot be declassified, we hope that the Executive branch would work swiftly with our staff to find alternative wording to convey this information to the American public.

Thank you for your cooperation in this matter.

Sincerely,



Arlen Specter
Chairman



J. Robert Kerrey
Vice Chairman

Withdrawal/Redaction Marker

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DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
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009. cover sheet	White House Situation Room Fax Cover Sheet [partial] [duplicate of 008] (1 page)	10/01/1996	P3/b(3)
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COLLECTION:

Clinton Presidential Records
National Security Council
Legal Advisor (James Baker)
OA/Box Number: 1005

FOLDER TITLE:

SSCI [Senate Select Committee on Intelligence] Draft Report on Bosnia (including comments) [2]

2017-0035-F
jn266

RESTRICTION CODES

Presidential Records Act - [44 U.S.C. 2204(a)]

P1 National Security Classified Information [(a)(1) of the PRA]
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C. Closed in accordance with restrictions contained in donor's deed of gift.

PRM. Personal record misfile defined in accordance with 44 U.S.C. 2201(3).

RR. Document will be reviewed upon request.

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OF CLASSIFIED ATTACHMENTS

Initials: JK Date: 1-11-2018

TIME OF TRANSMISSION: 2017-0035-F

TIME OF RECEIPT:

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WHITE HOUSE
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CLASSIFICATION:

RELEASER: _____

IMMEDIATE

~~SECRET~~

DATE/TIME: _____

MESSAGE #:

2144

FROM: JAMES E. BAKER

PH: 456-9111

ROOM: 348

SUBJECT: SSCI DRAFT REPORT ON BOSNIA

PAGES: 35 36

PLEASE DELIVER TO:

LOCATION	DELIVER TO	ROOM	PHONE
STATE/H	Mike Klosson	7261	2-02/647-1050
(b)(3)			
DOD/ODGC/LC	Bill Sheehan	3C975	703/697-2714

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NATIONAL SECURITY COUNCIL
WASHINGTON, D.C. 20504

September 18, 1996

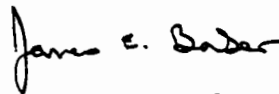
Dear Mr. Battaglia:

This letter responds to your staff's telephonic request of September 17 for confirmation that the Senate Select Committee on Intelligence draft report titled "U.S. Actions Regarding Iranian and Other Arms Transfers to the Bosnia Army, 1994-1995" as faxed to this office on September 17, will be unclassified once the line-through changes indicated are made. This letter does not address the content of the draft report.

As you requested, authorized representatives of the Departments of State and Defense as well as the CIA and NSC reviewed a draft of this report for classification during the week of September 9. With the understanding that all the subsequent changes to that draft are highlighted in the September 17 version, I can confirm, on behalf of the executive branch, that with the line-through changes indicated and the deletion of the two-word phrase on page 3 that I discussed by telephone with Mr. Levine, the present draft is unclassified.

The NSC staff and relevant executive branch agencies appreciate the effort the SSCI has made to work with the executive branch, consistent with E.O. 12958, to address executive branch concerns regarding classification.

Sincerely,



James E. Baker
Deputy Legal Adviser

Mr. Charles Battaglia
Senate Select Committee on Intelligence
United States Senate
Washington, D.C. 20510

NATIONAL SECURITY COUNCIL
WASHINGTON, D.C. 20504

September 18, 1996

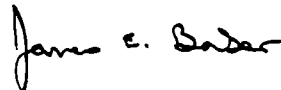
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James E. Baker
Deputy Legal Adviser

Mr. Charles Battaglia
Senate Select Committee on Intelligence
United States Senate
Washington, D.C. 20510

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DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
010a. cover sheet	Fax Cover Sheet (1 page)	09/20/1996	P1/b(1)

COLLECTION:

Clinton Presidential Records
National Security Council
Legal Advisor (James Baker)
OA/Box Number: 1005

FOLDER TITLE:

SSCI [Senate Select Committee on Intelligence] Draft Report on Bosnia (including comments) [2]

2017-0035-F
jn266

RESTRICTION CODES

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PRM. Personal record misfile defined in accordance with 44 U.S.C. 2201(3).

RR. Document will be reviewed upon request.

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DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
010b. note	Re: Bosnia Report (2 pages)	09/20/1996	P1/b(1)

COLLECTION:

Clinton Presidential Records
National Security Council
Legal Advisor (James Baker)
OA/Box Number: 1005

FOLDER TITLE:

SSCI [Senate Select Committee on Intelligence] Draft Report on Bosnia (including comments) [2]

2017-0035-F
jn266

RESTRICTION CODES

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DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
011a. cover sheet	SSCI Fax Cover Sheet (1 page)	09/23/1996	P1/b(1)

COLLECTION:

Clinton Presidential Records
National Security Council
Legal Advisor (James Baker)
OA/Box Number: 1005

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2017-0035-F
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DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
011b. memo	Re: Additional Views (2 pages)	09/23/1996	P1/b(1)

COLLECTION:

Clinton Presidential Records
National Security Council
Legal Advisor (James Baker)
OA/Box Number: 1005

FOLDER TITLE:

SSCI [Senate Select Committee on Intelligence] Draft Report on Bosnia (including comments) [2]

2017-0035-F
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Withdrawal/Redaction Marker

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DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
012. letter	Re: SSCI Inquiry (1 page)	08/08/1996	P1/b(1)

COLLECTION:

Clinton Presidential Records
National Security Council
Legal Advisor (James Baker)
OA/Box Number: 1005

FOLDER TITLE:

SSCI [Senate Select Committee on Intelligence] Draft Report on Bosnia (including comments) [2]

2017-0035-F
jn266

RESTRICTION CODES

Presidential Records Act - [44 U.S.C. 2204(a)]

P1 National Security Classified Information [(a)(1) of the PRA]
P2 Relating to the appointment to Federal office [(a)(2) of the PRA]
P3 Release would violate a Federal statute [(a)(3) of the PRA]
P4 Release would disclose trade secrets or confidential commercial or financial information [(a)(4) of the PRA]
P5 Release would disclose confidential advice between the President and his advisors, or between such advisors [(a)(5) of the PRA]
P6 Release would constitute a clearly unwarranted invasion of personal privacy [(a)(6) of the PRA]

C. Closed in accordance with restrictions contained in donor's deed of gift.

PRM. Personal record misfile defined in accordance with 44 U.S.C. 2201(3).

RR. Document will be reviewed upon request.

Freedom of Information Act - [5 U.S.C. 552(b)]

b(1) National security classified information [(b)(1) of the FOIA]
b(2) Release would disclose internal personnel rules and practices of an agency [(b)(2) of the FOIA]
b(3) Release would violate a Federal statute [(b)(3) of the FOIA]
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Withdrawal/Redaction Marker

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DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
013a. cover sheet	SSCI Fax Cover Sheet (1 page)	09/20/1996	P1/b(1)

COLLECTION:

Clinton Presidential Records
National Security Council
Legal Advisor (James Baker)
OA/Box Number: 1005

FOLDER TITLE:

SSCI [Senate Select Committee on Intelligence] Draft Report on Bosnia (including comments) [2]

2017-0035-F
jn266

RESTRICTION CODES

Presidential Records Act - [44 U.S.C. 2204(a)]

- P1 National Security Classified Information [(a)(1) of the PRA]
- P2 Relating to the appointment to Federal office [(a)(2) of the PRA]
- P3 Release would violate a Federal statute [(a)(3) of the PRA]
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PRM. Personal record misfile defined in accordance with 44 U.S.C. 2201(3).

RR. Document will be reviewed upon request.

Freedom of Information Act - [5 U.S.C. 552(b)]

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Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
013b. memo	Re: Draft Dissenting Views (1 page)	09/20/1996	P1/b(1)

COLLECTION:

Clinton Presidential Records
National Security Council
Legal Advisor (James Baker)
OA/Box Number: 1005

FOLDER TITLE:

SSCI [Senate Select Committee on Intelligence] Draft Report on Bosnia (including comments) [2]

2017-0035-F
jn266

RESTRICTION CODES

Presidential Records Act - [44 U.S.C. 2204(a)]

- P1 National Security Classified Information [(a)(1) of the PRA]
- P2 Relating to the appointment to Federal office [(a)(2) of the PRA]
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PRM. Personal record misfile defined in accordance with 44 U.S.C. 2201(3).

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Withdrawal/Redaction Marker

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DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
014. cover sheet	NSC Fax Cover Sheet [partial] (1 page)	09/20/1996	P3/b(3)

COLLECTION:

Clinton Presidential Records
National Security Council
Legal Advisor (James Baker)
OA/Box Number: 1005

FOLDER TITLE:

SSCI [Senate Select Committee on Intelligence] Draft Report on Bosnia (including comments) [2]

2017-0035-F
jn266

RESTRICTION CODES

Presidential Records Act - [44 U.S.C. 2204(a)]

P1 National Security Classified Information [(a)(1) of the PRA]
P2 Relating to the appointment to Federal office [(a)(2) of the PRA]
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OFFICE OF THE LEGAL ADVISER

FAX TRANSMITTAL COVER SHEET

DATE: 9/20/96	
TO: ☒ (b)(3) ☒ Mike Klosson ☒ Bill Sheehan	FROM: Jamie Baker
PHONE NO.: (b)(3) 647-1050 703-697-2714	PHONE NO.: (202) 456-9111
FAX NO.:	FAX NO.: (202) 456-9110
COMMENTS: Attached please find the draft dissenting views that will be incorporated into the SSCI Bosnia report. Pursuant to our earlier process, SSCI has requested that the executive branch review this document for classification. They have requested that I confirm on Monday as early as possible whether the document contains classified information. Given the short length of the document, I would ask that you respond with your assessment NLT 1000 Monday. Thank you very much. Note: Until reviewed by relevant agencies, the document is classified SECRET.	
NUMBER OF PAGES (including cover page): 4	

Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
015a. cover sheet	SSCI Fax Cover Sheet [duplicate of 013a] (1 page)	09/20/1996	P1/b(1)

COLLECTION:

Clinton Presidential Records
National Security Council
Legal Advisor (James Baker)
OA/Box Number: 1005

FOLDER TITLE:

SSCI [Senate Select Committee on Intelligence] Draft Report on Bosnia (including comments) [2]

2017-0035-F
jn266

RESTRICTION CODES

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RR. Document will be reviewed upon request.

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Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
015b. memo	Re: Draft Dissenting Views (3 pages)	09/20/1996	P1/b(1)

COLLECTION:

Clinton Presidential Records
National Security Council
Legal Advisor (James Baker)
OA/Box Number: 1005

FOLDER TITLE:

SSCI [Senate Select Committee on Intelligence] Draft Report on Bosnia (including comments) [2]

2017-0035-F
jn266

RESTRICTION CODES

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RR. Document will be reviewed upon request.

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Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
016. report	Conclusions (8 pages)	00/00/1996	P1/b(1)

COLLECTION:

Clinton Presidential Records
National Security Council
Legal Advisor (James Baker)
OA/Box Number: 1005

FOLDER TITLE:

SSCI [Senate Select Committee on Intelligence] Draft Report on Bosnia (including comments) [2]

2017-0035-F
jn266

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