



Intelligence Information Cable

STATE/INR NMCC/MC (DIA) CIA/NMCC NIC NSA NSC/S SDO NIO CRS

PAGE 1 OF 9 PAGES

THIS IS AN INFORMATION REPORT, NOT FINALLY EVALUATED INTELLIGENCE

~~SECRET~~

DIST 29 AUGUST 1974

COUNTRY LAOS

DOI [] AUGUST 1974

SUBJECT TEXT OF JCIA AGREEMENT ON PRISONER OF
WAR EXCHANGE SIGNED AT 29 AUGUST JCIA MEETING

SUMMARY:

END SUMMARY.

1. THE JOINT COMMISSION TO IMPLEMENT THE AGREEMENT

~~SECRET~~

APPROVED FOR RELEASE
DATE FEB 2001

2899 - 296 - 9

SECRET

(classification)

MET ON AUGUST 1974 FOR AN HOUR AND A HALF. THE PRINCIPAL DISCUSSION CENTERED ON THE AGREEMENT COVERING THE EXCHANGE OF PRISONERS OF WAR (POW) WHICH WAS SIGNED BY BOTH SIDES. THE FOLLOWING MATTERS WERE DISCUSSED:

A. PROCEDURE FOR NOTIFYING THE INTERNATIONAL CONTROL COMMISSION (ICC) REGARDING THE POW EXCHANGE: A LETTER WAS SENT TO THE CHAIRMAN OF THE ICC REQUESTING ICC PARTICIPATION IN THE EXCHANGE.

B. TRANSPORTATION FOR THE ICC PARTICIPANTS IN THE EXCHANGE: A LETTER WAS SENT TO THE PROVISIONAL GOVERNMENT OF NATIONAL UNION (PGNU) REQUESTING AIRCRAFT FOR ICC PERSONNEL TO TRAVEL TO THE EXCHANGE SITES. THE LETTER ALSO REQUESTED RATIONS FOR THE ICC TEAMS.

C. PRESENCE OF THE PRESS AT THE EXCHANGE POINTS: IT WAS AGREED THAT ALL PRESS WOULD BE INVITED TO ATTEND THE EXCHANGE PROCEEDINGS, NO TRANSPORTATION OR OTHER SUPPORT WOULD BE OFFERED TO THE MEMBERS OF THE PRESS.

D. THE EXCHANGE IS TO START WITHIN TWENTY DAYS OF AUGUST.

E. POW LISTS MUST BE EXCHANGED FORTY-EIGHT

SECRET

SECRET

(class/location)

(dissem controls)

HOURS IN ADVANCE OF THE EXCHANGES.

2. THE FOLLOWING IS AN ENGLISH VERSION OF THE
LAO TEXT OF THE AGREEMENT:

QUOTE-AGREEMENT ON PRINCIPLES AND PRACTICES OF EXCHANGE OF
THE SOLDIERS AND CIVILIAN PERSONNEL WHO WERE CAPTURED
AND DETAINED DURING WAR TIME

IMPLEMENTING ARTICLE 18 OF CHAPTER 7 OF THE
PROTOCOL AND THE PROVISION ON THE EXCHANGE OF THOSE
WHO HAD BEEN CAPTURED DURING THE TIME OF WAR, THE TWO
PARTIES' DELEGATIONS TO THE JCIA HAD CONSULTATION AND
AGREED ON SOME FOLLOWING PROBLEMS:

A. DELIVERY POINTS:

IN THE NORTH: PAK OU

IN THE AREA OF XIENG KHOUANG: THE

PLAIN OF JARS

IN THE CENTRAL PART: ALONG ROAD

NO. 9 (THE PRECISE PLACE WILL
BE AGREED UPON LATER)

IN THE SOUTH: ON ROAD NO. 23 (THE
PRECISE PLACE WILL BE AGREED UPON

SECRET

SECRET

(classification)

(dissem controls)

LATER)

B. DELIVERING METHODS AND REGULATIONS:

AT EACH OF THE ABOVE MENTIONED POINTS,
THE DELIVERING MUST BE DONE AS FOLLOWS:

AT PAK OU: ALL MUST BE DELIVERED ON
ONE OCCASION.

AT THE PLAIN OF JARS: TRY TO DELIVER
ALL ON ONLY ONE OCCASION. IF THERE ARE STILL SOME
WHO MUST BE EXCHANGED FURTHER, THERE MUST BE AN EXCHANGE
OF LISTS OF THEM SO THAT THEY SHALL BE EXCHANGED.

ON ROAD NO. 9: ALL MUST BE DELIVERED ON ONE
OCCASION.

ON ROAD NO. 23: ALL MUST BE DELIVERED ON
ONLY ONE OCCASION.

THE TWO PARTIES SHALL LET EACH OTHER KNOW
ABOUT THE NUMBERS THAT WILL BE DELIVERED FORTY-EIGHT
HOURS BEFORE THE EXCHANGE DAY. IF THE TWO PARTIES
CONSIDER THAT THE EXCHANGE CANNOT BE FINISHED ON
ONE OCCASION, THEY CAN HAVE AN EXCHANGE OF THEIR LISTS
AGAIN AND CAN AGREE UPON THE DAY WHEN THE DELIVERING

SECRET

SECRET

(class/section)

(dissem controls)

WILL BE MADE AT THE POINTS THEY USED TO DELIVER THEM.

C. DETAILS OF HOW EXCHANGES ARE TO BE MADE:

EACH PARTY MUST GIVE THE NAMES OF ITS MEN WHO ARE APPOINTED TO BE RESPONSIBLE FOR THE EXCHANGES.

AT EACH TIME OF DELIVERY OF THE PRISONER, THOSE WHO ARE RESPONSIBLE FOR THE EXCHANGE WILL HAVE THE PROPOSED LIST

AFTER THE EXCHANGE OR THE PROPOSAL OF THE LISTS, THOSE WHO ARE APPOINTED TO BE RESPONSIBLE WILL DELIVER THE LISTS

WHEN THE NAMES ON THE LISTS ARE CONSIDERED CORRECT, THOSE WHO ARE APPOINTED TO BE RESPONSIBLE BY THE TWO PARTIES MUST SIGN THE EXCHANGE SHEETS. THE EXCHANGE SHEETS SHALL BE PRESENTED TO THE JCIA DELEGATIONS OF EACH SIDE AND SIGNED AS WITNESSED BY THE ICC.

D. EXCHANGE PRINCIPLES: EACH SIDE WILL LET EACH OTHER KNOW THE EXACT NUMBER OF POWS REGARDLESS OF NATIONALITY THAT WILL BE EXCHANGED.

E. VEHICLES AND FOOD:

1) VEHICLES: IT IS THE DUTY OF THE PARTY RESPONSIBLE FOR THOSE WHO ARE TO BE EXCHANGED

~~SECRET~~

SECRET

(classification)

(dissem controls)

TO TRANSPORT THEM TO THE DELIVERY PLACE. AFTER THEIR DELIVERY THOSE OF ANY PARTY WILL BE SENT TO THEIR AREAS BY THAT PARTY. IT IS PROPOSED THAT MEMBERS OF THE ICC BE PROVIDED TRANSPORTATION BY THE PGNU:

2). FOOD: AS FOR THOSE WHO ARE INVITED TO TAKE PART IN THE EXCHANGE CEREMONY, IF THE EXCHANGE IS IN THE AREA OF ONE SIDE, IT IS THE DUTY OF THAT SIDE TO BE RESPONSIBLE FOR THE INVITEES' FOOD. IF THE EXCHANGE IS SITUATED BETWEEN THE INSPECTING AREAS OF THE TWO SIDES, EACH SIDE MUST BE RESPONSIBLE FOR ITS OWN GUESTS. AS FOR THE MEMBERS OF THE ICC, IF THE EXCHANGE SITE, IS SITUATED IN THE AREA OF EITHER SIDE, IT IS THE DUTY OF THAT SIDE TO BE RESPONSIBLE FOR THEM.

3. EXCHANGE SCHEDULE:

THE TWO SIDES MUST BEGIN TO DELIVER THOSE WHO WERE CAPTURED DURING THE TIME OF WAR TWENTY DAYS FOLLOWING THE SIGNING OF THIS AGREEMENT.

MADE IN TEN COPIES IN VIENTIANE ON AUGUST 1974

(S O T H PHETRASY)
CHAIRMAN OF THE PATRIOTIC

(S O U K A N VILAYSAN)
CHAIRMAN OF THE VIENTIANE

~~SECRET~~

~~SECRET~~

(classification)

FRONT DELEGATION TO THE JCIA

SIDE DELEGATION TO THE JCIA

UNQUOTE

4.

SAID THAT AS OF NOW THERE ARE NO PLANS OR PREPARATIONS ON THE PART OF THE VIENTIANE SIDE TO RECEIVE OR PROCESS THE RETURNING POWS. HE SAID THAT HE WOULD BE MEETING

AUGUST TO DISCUSS THIS MATTER AND TO FORMULATE PLANS. HE SAID THAT AMONG THE THINGS THAT WOULD BE CONSIDERED ARE THE FOLLOWING:

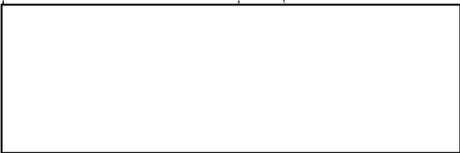
A. INVESTIGATION OF EACH POW TO ENSURE THAT NO FALSE POWS ARE INCLUDED IN THE EXCHANGE. THIS INVESTIGATION WILL BE THE RESPONSIBILITY OF THE FAR.

B. RECEPTION FACILITIES TO INCLUDE MEDICAL EXAMINATIONS AND CARE.

C. APPROPRIATE CELEBRATIONS TO RECEIVE THE RETURNED POWS. PLANS WOULD INCLUDE FLOWERS AND APPLAUSE FOR THE POWS.

D. PROCEDURES FOR PAYMENT OF BACK SALARY

~~SECRET~~



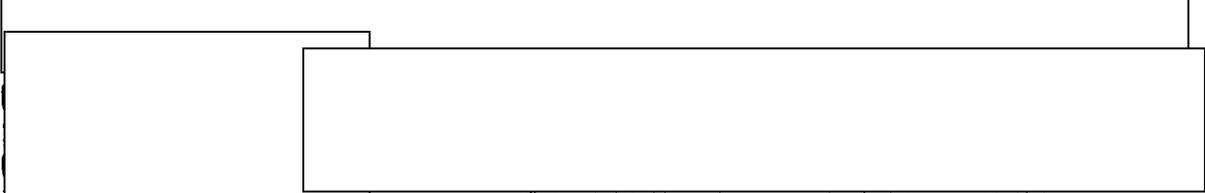
~~SECRET~~

(classification)

AND OTHER PAY,

E. REHABILITATION PROGRAMS AND RETRAINING FOR THOSE THAT WANT TO REMAIN IN FAR.

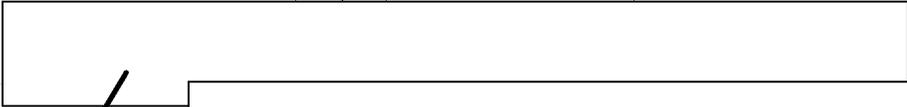
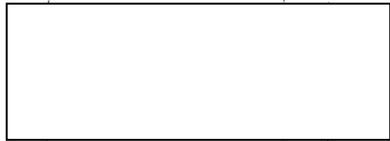
5.



COMMENT: WHEN ASKED HOW MANY AMERICANS HE EXPECTED, [REDACTED] RESPONDED "TWENTY". WHEN ASKED WHERE HE HAD HEARD THAT NUMBER SINCE ONLY EMMET K A Y HAD BEEN MENTIONED AS BEING ON THE LISTS, [REDACTED] ADMITTED THAT HE HAD NOT BEEN TOLD ANY EXACT NUMBER OF POWS OF ANY NATIONALITY THAT WOULD BE RELEASED; HOWEVER, IT WAS [REDACTED] IMPRESSION THAT [REDACTED] HAD IN FACT BEEN TOLD ABOUT ADDITIONAL AMERICANS OTHER THAN KAY.)

COMMENT: THIS IS THE SECOND TIME RECENTLY THAT [REDACTED] HAS INDICATED THE POSSIBILITY OF RELEASED AMERICAN POWS WOULD BE MORE THAN ONE. WHILE RECEIVING A GROUP OF YOUNG RELATIVES OF AMERICANS MISSING IN INDOCHINA, [REDACTED] ALSO INDICATED THAT HE

~~SECRET~~



~~SECRET~~

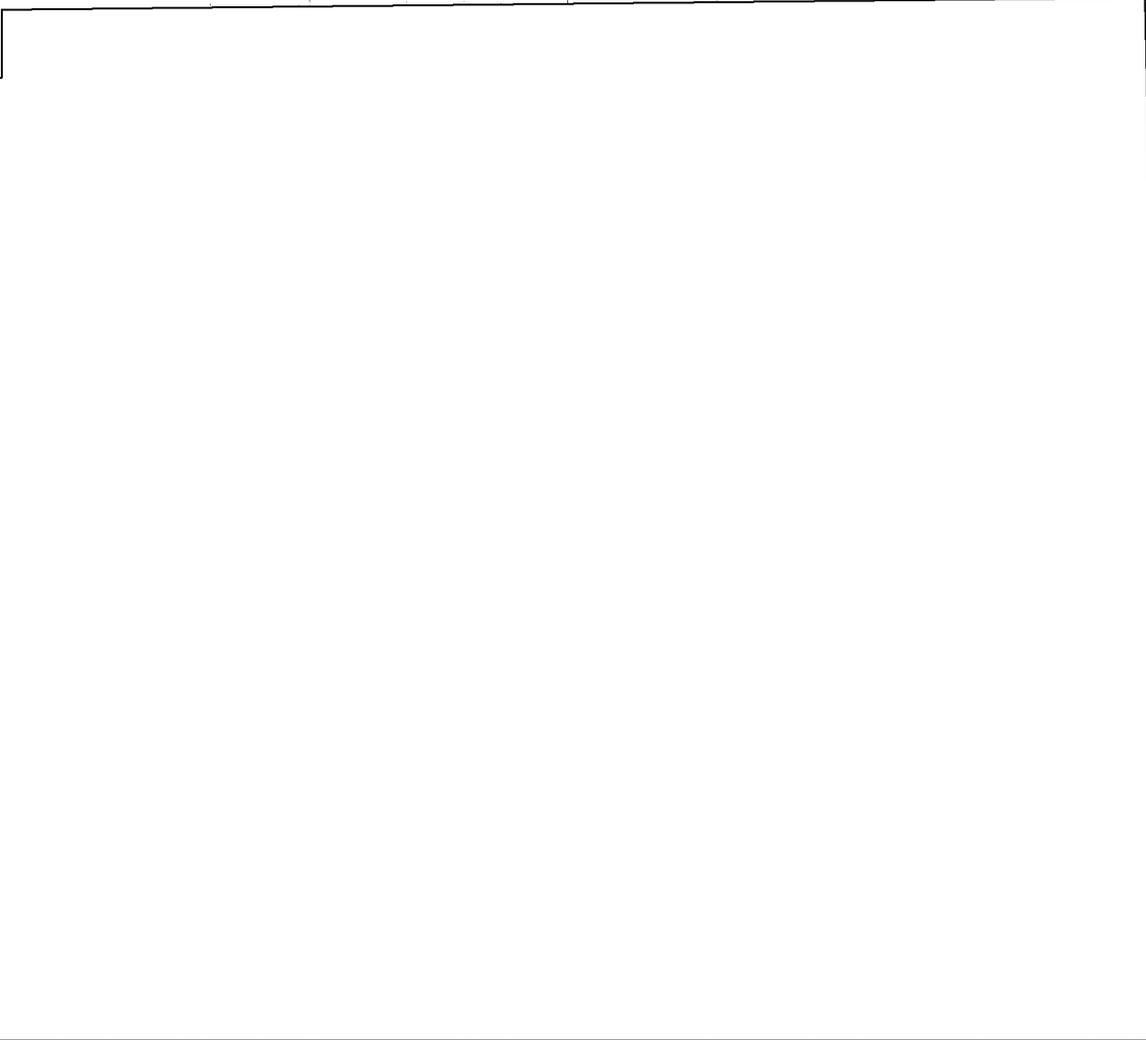


(classification)

(dissem controls)

EXPECTED THE NUMBER OF AMERICANS TO BE RELEASED TO
BE MORE THAN ONE.)

b.



~~SECRET~~