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GROUP 1  
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DIST  MAY 1967

COUNTRY: INTERNATIONAL / SWEDEN

DOI: 10 MAY 1967

SUBJECT: CLOSING STATEMENT OF INTERNATIONAL WAR CRIMES TRIBUNAL

ACQ:

SOURCE:

*Entire document remains classified per OGA letter 2-26-08.*

1. RUSSELL INTERNATIONAL WAR CRIMES TRIBUNAL ENDED MID-DAY  
10 MAY WITH HALF HOUR ORAL STATEMENT BY SARTRE. EXACT TEXT NOT MADE  
AVAILABLE BY TRIBUNAL AT THE TIME. COMMENT: A FINAL STATE-  
MENT WILL BE ISSUED BY THE TRIBUNAL IN A FEW DAYS OR WEEKS. THE  
ORAL STATEMENT INCLUDED THE FOLLOWING: 10 MAY 1967

A. THE TRIBUNAL, HAVING STUDIED TWO QUESTIONS, COMMENT: I.E. FIRST, HAS THE U.S. VIOLATED INTERNATIONAL LAW AND THE  
RIGHTS OF PEOPLE; AND, SECOND, HAS THE U.S. BOMBED CIVILIAN TARGETS  
IN NORTH VIETNAM.) AND HAVING HEARD STATEMENTS OF OFFICIALS OF THE

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Copy to *NY, London, Paris, WFO*  
by routing slip for  
 info  action  
date *5/16/67*  
by *ETH/...*

51 MAY 25 1967

APPROVED FOR RELEASE   
DATE: 13-Jan-2010

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DRV AND NFLSV AND OFFICIAL REFUSAL BY / TO MAKE ITS CASE KNOWN:  
 / U.S. GOVERNMENT (USG)  
 AFTER HEARING TESTIMONY OF EXPERTS AND EXAMINING WRITTEN AND FILMED  
 EVIDENCE, HAS COME TO THE CONCLUSION:

B. ON THE FIRST QUESTION, IN VIEW OF KELLOGG-BRIAND PACT,  
 ARTICLE TWO OF THE U.N. CHARTER, ARTICLE SIX OF THE STATUTES OF  
 NUREMBERG, THE FUNDAMENTAL RIGHT OF PEOPLES TO INDEPENDENCE,  
 TERRITORIAL INTEGRITY, AND NATIONAL SOVEREIGNTY AND IN VIEW OF  
 GENEVA AGREEMENTS (BRIEF HISTORY GIVEN) THE TRIBUNAL CONSIDERS  
 THAT RESPONSIBILITY FOR THE VIOLATION OF THESE AGREEMENTS HAS BEEN  
 WITH THE USG. THE TRIBUNAL HAS EXAMINED ARGUMENTS PUT FORWARD IN  
 4 MARCH 1966 MEMO TO <sup>THE U.S.</sup> CONGRESS. THE U.S. HAS INCONTESTABLY COMMITTED  
 CRIMES AGAINST THE PEACE. MOREOVER THE U.S. HAS COMMITTED CRIMES  
 AGAINST THE FUNDAMENTAL RIGHTS OF THE VIETNAMESE PEOPLE.

C. HAVING HEARD TESTIMONY FROM CAMBODIA THE TRIBUNAL IS  
 CONCERNED ABOUT THE SITUATION, AND CONSIDERS THAT THERE HAS BEEN  
 A CONSTANT AND GRAVE AGGRESSION AGAINST THE KHYMER STATE.

D. ON THE SECOND QUESTION THE TRIBUNAL FINDS THE BOMBING  
 OF CIVILIANS AND CIVILIAN TARGETS ARE MASSIVE, SYSTEMATIC AND  
 DELIBERATE. INVESTIGATION TEAMS SENT TO VIETNAM CONFIRM HOSPITALS  
 HAVE BEEN SYSTEMATICALLY BOMBED AND THAT APPARENTLY GREATER PART OF

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BOMBING IS AIMED AT CIVILIAN TARGETS. CONCERNING CBU'S THIS WAS FOUND TO BE SYSTEMATIC ALSO. CBU'S MUST BE CONSIDERED AS WEAPONS BANNED BY THE LAWS OF WAR. THE TRIBUNAL CONSIDERS THE U.S. HAS COMMITTED CRIMES AGAINST MANKIND WHICH DEVOLVE FROM THEIR CRIMES OF AGGRESSION.

E. THE CONCLUSION OF THE TRIBUNAL IS:

(1) IN ANSWER TO THE FIRST QUESTION, YES BY UNANIMOUS VOTE.

(2) IN ANSWER TO THE SECOND QUESTION, YES BY UNANIMOUS VOTE.

(3) THE USG AND ITS ARMED FORCES ARE GUILTY OF SYSTEMATIC AND DELIBERATE BOMBING, BY UNANIMOUS VOTE.

(4) THE TRIBUNAL FINDS THE U.S. GUILTY OF AGGRESSION AGAINST CAMBODIA BY UNANIMOUS VOTE, LESS ONE ABSTENTION. COMMENT. ABSTAINER WAS MAHMUD ALI QASURI OF PAKISTAN).

(5) TO THE QUESTION OF THE SATELLITES - THAILAND, KOREA, NEW ZEALAND, AND AUSTRALIA, THE TRIBUNAL FINDS BY UNANIMOUS VOTE THEY ARE GUILTY. COMMENT: SWEDISH PRESS 11 MAY REPORTED TRIBUNAL "DECIDED" THERE WAS INSUFFICIENT EVIDENCE TO THE WAS AVAILABLE/INCLUDE THAILAND AMONG/GUILTY. NO MENTION MADE OF

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b: [Redacted]  
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THE PHILIPPINES.)

2. FIELD DISSEM. STATE (ALSO SENT [Redacted])

REPORT CLASS [Redacted]

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