

184

COPY NO. _____

FEC--CONFIDENTIALRECORD OF APPROVAL218th FEC MIN., 8 June 1951FAR EASTERN COMMISSIONRECORD OF APPROVALMINUTES OF THE 218TH MEETING OF THE FAR EASTERN COMMISSIONNote by the Secretary General

1. The Far Eastern Commission, at its 219th meeting, 21 June 1951, approved the provisional minutes of its 218th meeting with the following correction:

Page 2, paragraph 10, fourth line - insert the word "with" between the words "agencies" and "which".

2. Representatives are requested to incorporate the above correction in their file copies of the provisional minutes of the 218th meeting of the Far Eastern Commission, and to attach this formal record of approval to those copies as corrected.

3. The attention of all concerned is invited to the classification of this document which prohibits the dissemination of any information contained therein to unauthorized persons or to the press.

NELSON T. JOHNSON
Secretary General

Record of Approval of the Minutes
of the 218th Meeting of the Far
Eastern Commission

ATTENDANCE219th FEC Meeting -- 21 June 1951

AUSTRALIA

Mr. David McNicol

BURMA

U Tin Maung

CANADA

Mr. Peter Campbell

CHINA

H. E. Dr. W. K. Lee
Mr. Y. C. Yang
Mr. C. Y. Hsieh
Mr. S. Y. Huang
Dr. T. T. Mar

FRANCE

Mr. Pierre Millet
Mr. A. Fequant

INDIA

Mr. M. K. Kirpalani
Mr. P. Vaidyanathan

NETHERLANDS

Baron C. W. van Boetzelaer

NEW ZEALAND

Mr. D. F. Dunlop

PAKISTAN

Mr. K. F. Khalil
Mrs. A. M. Tulloch

PHILIPPINES

Mr. M. P. Aquino

USSR

Mr. N. A. Vladykin
Mr. Konstantin N. Smirnov
Mr. Michail N. Smirnovsky
Mr. F. C. Fegorenko
Mrs. I. Ippolitove

UNITED KINGDOM

Mr. F. S. Tomlinson
Mr. K. R. C. Pridham

UNITED STATES

Mr. Maxwell M. Hamilton (Chairman)
Dr. George H. Blakeslee
Captain R. J. Barickman, AUS
Mrs. A. L. Dunning
Mr. C. E. Snow

SECRETARIAT

Mr. Nelson T. Johnson
(Secretary General)
Mr. C. H. Pfuntner
Mr. K. C. Lamott
Mr. G. Abbott
Miss M. E. Simon
Mrs. H. Tumas
Miss Margaret Cox
Miss Doraine Russell
Mrs. E. Baxter

RECORDER

Miss Moyer

COPY NO. 079FEC--CONFIDENTIALRECORD OF APPROVAL219th FEC MIN., 21 June 1951FAR EASTERN COMMISSIONRECORD OF APPROVALMINUTES OF THE 219TH MEETING OF THE FAR EASTERN COMMISSIONNote by the Secretary General

1. The Far Eastern Commission, at its 220th meeting, 6 July 1951, approved the provisional minutes of its 219th meeting with the following correction:

Page 2, paragraph 17, change the last sentence to read: "He suggested that for the time being, while instructions were awaited, the problem of distribution of the secured fund be taken up anew by the working group in view of the fact that Mr. McNicol, the Chairman of that group, had just said he was going to call a meeting in the near future."

2. Representatives are requested to incorporate the above correction in their file copies of the provisional minutes of the 219th meeting of the Far Eastern Commission, and to attach this formal record of approval to those copies as corrected.

3. The attention of all concerned is invited to the classification of this document which prohibits the dissemination of any information contained therein to unauthorized persons or to the press.

NELSON T. JOHNSON
Secretary General

Record of Approval of the
Minutes of the 219th Meeting
of the Far Eastern Commission

COPY NO. _____

182FEC--CONFIDENTIALMINUTES--219th FEC Mtg.21 June 1951FAR EASTERN COMMISSION

Provisional Minutes of the 219th Meeting of the Far Eastern Commission
Held in the Main Conference Room, 2516 Massachusetts Avenue, N.W.,
Washington, D. C.
21 June 1951

REPRESENTATIVES PRESENT

Mr. Maxwell M. Hamilton (United States) Chairman
Mr. David McNicol (Australia)
U Tin Maung (Burma)
Mr. Peter Campbell (Canada)
His Excellency Dr. W. K. Lee (China)
Mr. P. Millet (France)
Mr. M. K. Kirpalani (India)
Mr. C. W. van Boetzelaer (Netherlands)
Mr. D. F. Dunlop (New Zealand)
Mr. K. F. Khalil (Pakistan)
Mr. M. P. Aquino (Philippines)
Mr. N. A. Vladykin (U.S.S.R.)
Mr. F. S. Tomlinson (United Kingdom)

SECRETARY GENERAL

Mr. Nelson T. Johnson

NOTE: The attention of all concerned is invited to the classification of this document which prohibits the dissemination of the information contained therein to unauthorized persons or to the press.

Minutes--219th FEC Mtg.
21 June 1951

SUMMARY--FECFEC--CONFIDENTIALSUMMARY--219th FEC Mtg.21 June 1951FAR EASTERN COMMISSIONSUMMARY OF MINUTES OF 219th MEETINGITEM 1 - CORRECTION AND APPROVAL OF PROVISIONAL MINUTES OF THE 218TH MEETING

Corrected and approved (p. 1).

ITEM 2 - FISHING AND AQUATIC INDUSTRIES IN JAPAN (FEC-271/40, /41, /42, /43)

No consideration.

* * * * *

INACTIVE ITEMS (3 TO 10, INCLUSIVE)ITEM 3 - JAPANESE MEMBERSHIP IN INTERNATIONAL CONVENTION OF TELECOMMUNICATIONS (FEC-334, /1, /2, /3, /4, /5, /6, /7)ITEM 4 - PARTICIPATION OF JAPANESE TRADE UNIONS IN INTERNATIONAL TRADE UNION CONFERENCES (FEC-334, /1)ITEM 5 - LABOR POLICY IN JAPAN (FEC-318/20, /22, /24, /25, /26, /27, /28, /29, /30)ITEM 6 - REPORT OF COMMITTEE NO. 1 TO THE FAR EASTERN COMMISSION REGARDING DIVISION OF REPARATIONS SHARES (FEC-219/25, 219 series)ITEM 7 - a LEVEL OF ECONOMIC LIFE IN JAPAN: POLICY TOWARDS JAPANESE INDUSTRY (FEC-242/32, /35, /37, /38, /39, /40, /41, /42)b LEVEL OF ECONOMIC LIFE IN JAPAN: POLICY TOWARDS SHIP-BUILDING AND SHIPPING (FEC-297/10)ITEM 8 - JAPANESE REPARATIONS AND LEVEL OF INDUSTRY (FEC-340, /1, /2, /3, /4, /5, /6, /7, /8)ITEM 9 - REPARATIONS REMOVALS: ACCESSORY FACILITIES, BUILDINGS, TECHNICAL DATA (FEC-299/5, /6, /7, /8, /9, /10)ITEM 10 - ECONOMIC STABILIZATION IN JAPAN

No consideration of items 3 - 10, inclusive.

* * * * *

ITEM 11 - OTHER BUSINESSa. Participation in Secured Fund by Burma and Pakistan

Pakistan representative proposed that paragraph 8 of FEC-011/51, the Commission policy decision on Restitution of Looted Property, be amended to include Pakistan among the countries enumerated to participate in the division of the secured fund from the liquidation of unidentified looted property. Burmese representative offered similar suggestion with regard to Burma. Support for inclusion of both countries indicated by representatives of Australia, Canada, France, New Zealand, Philippines, United Kingdom, and the United States (FEC-011/71 subsequently circulated) (pp. 1-3).

SUMMARY - 219th FEC Mtg.
21 June 1951

FEC--CONFIDENTIALb. Death of Senator Tomas Confesor

Chairman expressed the regret of the Commission at the death of Senator Tomas Confesor, formerly of the Philippine delegation on the Far Eastern Commission (p. 3).

ITEM 12 - PRESS RELEASE

None.

SUMMARY - 219th FEC Mtg.
21 June 1951

FEC--CONFIDENTIAL

ITEM 1 - CORRECTION AND APPROVAL OF PROVISIONAL MINUTES OF THE 218th MEETING

1. THE COMMISSION unanimously approved the minutes of its 218th meeting with the following correction:

Page 1, paragraph 10, 4th line - insert the word "with" between the words "agencies" and "which".

ITEM 2 - FISHING AND AQUATIC INDUSTRIES IN JAPAN (FEC-271/40; /41, /42, /43)

2. There was no discussion of this subject and without objection further consideration of it was postponed.

ITEMS 3 - 10 INCLUSIVE

3. MR. HAMILTON (Chairman, US) asked whether any representative wished to comment on items 3 - 10, inclusive, on the agenda.

4. There was no discussion of these subjects and without objection further consideration of them was postponed.

ITEM 11 - OTHER BUSINESS

a. Participation in Secured Fund by Burma and Pakistan

5. MR. KHALIL (Pakistan) recalled that during the course of several of the recent meetings of the Commission the question of the distribution of the secured fund from the liquidation of unidentified looted property (Paragraph 8, FEC-011/51) had been raised by the Philippine representative. He observed that the policy decision contained in FEC-011/51 as amended by FEC-011/59 provided in paragraph 8 that "the secured fund should finally be distributed among the countries herein specified", that is, among "the Governments of Australia, China, France, India, the Netherlands, the Philippines, and the United Kingdom."

6. MR. KHALIL pointed out that at the time FEC-011/51 and its subsequent amendment FEC-011/59 had been adopted, Pakistan had not been a member of the Far Eastern Commission. He recalled that at the 192nd FEC meeting, 4 May 1950, he had said that no decision on percentage shares of the secured fund or the distribution of the secured fund should be reached by the Governments participating under FEC-011/51 and FEC-011/59 until the Government of Pakistan had had an opportunity of expressing an opinion on the subject. He now wished to emphasize the necessity for amending the Commission's policy decision to include Pakistan among the countries specified in paragraph 8 of FEC-011/51. He therefore proposed that Pakistan be added to the seven countries mentioned in the policy decision as amended. He wished to make it absolutely clear that his proposal was purely one of procedure and was intended to formalize a situation which had always existed and to which he had drawn attention in his previously mentioned statement.

7. U TIN MAUNG (Burma) recalled that at the 192nd FEC meeting, 4 May 1950, he had referred to a United States statement of 20 April 1950 (FEC-011/62) regarding the disposition of the secured fund. He had then reserved the position of his Government in order to enable it to review the whole question. He now felt that steps should be taken to arrive at an early solution of the problem.

8. U TIN MAUNG said that the view of the Government of Burma all along had been that since Burma had suffered great damage in the war she was as much entitled to a share of the secured fund as was any of her Allies. He wished to record formally the desire of his Government that the Commission consider the right of Burma to be added to the list of nations entitled to participate in the secured fund. He emphasized the necessity for making the appropriate amendment in paragraph 8 of FEC-011/51 as amended by FEC-011/59.

FEC--CONFIDENTIAL

9. MR. MCNICOL (Australia) expressed his Government's support for the inclusion of the Governments of Pakistan and Burma among the countries enumerated in paragraph 8 of FEC-011/51. His Government would support an amendment of the policy decision to that end.
10. MR. DUNLOP (New Zealand) said that his Government would support the inclusion of Burma and Pakistan in the list of countries enumerated in paragraph 8 of FEC-011/51.
11. MR. TOMLINSON (United Kingdom) said that the case for the inclusion of both Pakistan and Burma seemed clear. He would be prepared to vote in favor of the appropriate amendment whenever such a vote could be taken.
12. MR. LILLET (France) associated himself with the remarks of the United Kingdom representative.
13. MR. HAMILTON (Chairman, U.S.) said that the United States Government regarded as logical the inclusion of Burma and Pakistan in the list of countries enumerated in paragraph 8 of FEC-011/51. He would be prepared to vote in favor of the appropriate amendment.
14. MR. CAMPBELL (Canada) said that he too would be prepared to vote in favor of such an amendment.
15. MR. KIRPALANI (India) suggested that if there were no objection a vote be postponed until the next meeting of the Commission.
16. MR. MCNICOL (Australia) suggested that every possible step be taken to reach an agreement on the proposed inclusion of Burma and Pakistan before the time of the Commission's summer recess should arrive. He recalled that the group of countries enumerated in paragraph 8 of FEC-011/51 was authorized under terms of the Commission's policy decision to negotiate among themselves. However, that group of seven countries did not constitute a subcommittee of the Commission. It was, rather, a group of representatives of governments, although it would no doubt, upon reaching any agreement or decision, make a report for the information of the Commission. He could announce at this stage, as Chairman of the informal group of representatives of the seven countries, that he proposed to call a meeting of the group before the Commission should recess for the summer, in order, if possible, to make some arrangement to insure that the secured fund would not revert to the Japanese in the event of the signing of a peace treaty.
17. DR. LEE (China) said that his delegation was at present without instructions on the matter raised by the representatives of Burma and of Pakistan. He suggested that for the time being, while instructions were awaited, the subject be referred to the informal group of which Mr. McNicol was Chairman.
18. MR. HAMILTON (Chairman, U.S.) said that he understood that there was now a proposal before the Commission that the antepenultimate sentence of paragraph 8 of FEC-011/51 be amended to include the two additional Governments, Burma and Pakistan, among the seven governments enumerated. He suggested that the Secretary General prepare an appropriate text of this proposal, and he expressed the hope that each representative would have secured instructions and be in a position to vote on the proposal at the next meeting of the Commission (proposal subsequently circulated as FEC-011/71).
19. MR. AQUINO (Philippines) said that he would have been prepared to vote on the proposal advanced by the representatives of Burma and of Pakistan if it had not been for the expressed wish of the Indian and Chinese representatives that action be postponed.

FEC--CONFIDENTIAL

20. MR. AQUINO said that he welcomed the indication from the Australian representative that the group of representatives concerned in the distribution of the secured fund was to be reactivated. The sooner this should be done, the sooner a definitive solution of the whole problem could be reached.

21. MR. AQUINO emphasized the importance of the point to which Mr. McNicol had referred, that is, the insuring against reversion of the secured fund to Japan. Such a reversion was one of the contingencies against which the Philippine delegation had consistently sought to guard. If the fund were allowed to revert to Japan upon the termination of the current conversations looking toward a peace treaty, a precedent would have been set, which, to say the least, would constitute a radical departure from established international practice. He felt that an important moral principle was involved, and that the Far Eastern Commission should by no means allow itself to become a party to a reversal of international precedent whereby an aggressor country, either by sufferance on the part of aggrieved countries or by common default, could be allowed to flout its obligation to restore looted property or to pay compensation therefor.

22. MR. KIRPALANI (India) pointed out that his suggestion that action on the proposal submitted by the representatives of Pakistan and of Burma be postponed had been made largely for procedural reasons. An amendment of a policy decision was involved and he felt that it should be treated with some formality. There was no intention on his part to delay a decision, and he entirely agreed with the Australian representative that such a decision should be reached before the Commission should go into recess.

23. There was no further discussion of this subject and without objection further consideration of it was postponed.

b. Death of Senator Tomas Confesor

24. MR. HAMILTON (Chairman, U.S.) said that it was with deep regret that he brought to the Commission's attention the death, on June 7, 1951, in Manila of Senator Tomas Confesor, formerly of the Philippine delegation. Senator Confesor had had one of the most colorful careers in Philippine history. He had been a member of the Csmena Administration and had been an outstanding guerrilla leader against the Japanese during the war. He had been Governor of Iloilo; had been a Congressman for three terms; had been a delegate to the Constitutional Convention of the Philippines; had been Director of the Bureau of Commerce, and had been a professor and public school teacher. His association with the Far Eastern Commission had begun in his appointment as alternate representative on the Far Eastern Advisory Commission on October 11, 1945. On February 2, 1946 he had been designated the alternate Philippine representative on the Far Eastern Commission, and had continued as a member of the Philippine delegation until October 29, 1946. It was a matter of regret to everyone associated with the Commission that this distinguished and able Philippine leader and patriot had died.

25. There was no other business.

26. The meeting adjourned at 11:05 a.m.

181

COPY NO. _____

FEC--CONFIDENTIALRECORD OF APPROVAL220th FEC MIN., 5 July 1951FAR EASTERN COMMISSIONRECORD OF APPROVALMINUTES OF THE 220TH MEETING OF THE FAR EASTERN COMMISSIONNote by the Secretary General

1. The Far Eastern Commission, at its 221st meeting, 20 July 1951, approved the provisional minutes of its 220th meeting with the following corrections:

Page 1, paragraph 8, last line, delete the word "all".

Paragraph 11, first line, delete the words "of course".

2. Representatives are requested to incorporate the above correction in their file copies of the provisional minutes of the 220th meeting of the Far Eastern Commission, and to attach this formal record of approval to those copies as corrected.

3. The attention of all concerned is invited to the classification of this document which prohibits the dissemination of any information contained therein to unauthorized persons or to the press.

NELSON T. JOHNSON
Secretary General

Record of Approval of the
Minutes of the 220th Meeting
of the Far Eastern Commission

COPY NO. _____

FEC--CONFIDENTIALMINUTES--220th FEC Mtg.6 July 1951FAR EASTERN COMMISSION

Provisional Minutes of the 220th Meeting of the Far Eastern Commission
Held in the Main Conference Room, 2516 Massachusetts Avenue, N.W.,
Washington, D. C.
6 July 1951, 10:30 A. M.

REPRESENTATIVES PRESENT

Mr. Dean Rusk (United States) Chairman Pro Tem
Mr. D. McNicol (Australia)
U Tin Maung (Burma)
Mr. P. Campbell (Canada)
His Excellency Dr. W. K. Lee (China)
Mr. A. Fequant (France)
Mr. M. K. Kirpalani (India)
Mr. C. W. van Boetzelaer (Netherlands)
Mr. F. H. Corner (New Zealand)
Mr. K. F. Khalil (Pakistan)
Mr. M. P. Aquino (Republic of the Philippines)
Mr. N. A. Vladykin (U.S.S.R.)
Mr. K. R. C. Pridham (United Kingdom)

SECRETARY GENERAL

Mr. Nelson T. Johnson

NOTE: The attention of all concerned is invited to the classification of this document which prohibits the dissemination of the information contained therein to unauthorized persons or to the press.

Minutes--220th FEC Mtg.
6 July 1951

SUMMARY--FECFEC--CONFIDENTIALSUMMARY--220th FEC Mtg.6 July 1951FAR EASTERN COMMISSIONSUMMARY OF MINUTES OF 220th MEETINGELECTION OF CHAIRMAN PRO TEM

The Honorable Dean Rusk, Assistant Secretary of State, was present in his capacity as Alternate United States Representative in the necessary absence of Mr. Maxwell H. Hamilton. He was unanimously elected Chairman Pro Tem. (p. 1)

ITEM 1 - CORRECTION AND APPROVAL OF PROVISIONAL MINUTES OF THE 219th MEETING

Corrected and approved (p. 1).

ITEM 2 - RESTITUTION OF LOOTED PROPERTY (FEC-011/71)

Discussion: Action postponed at the request of the Chinese representative who was still awaiting instructions (pp 1-2).

ITEM 3 - FISHING AND AQUATIC INDUSTRIES IN JAPAN (FEC-271/40, /41, /42, /43)

No consideration.

* * * * *

INACTIVE ITEMS (4 to 11, INCLUSIVE)

ITEM 4 - JAPANESE MEMBERSHIP IN INTERNATIONAL CONVENTION OF TELECOMMUNICATIONS (FEC-334, /1, /2, /3, /4, /5, /6, /7)ITEM 5 - PARTICIPATION OF JAPANESE TRADE UNIONS IN INTERNATIONAL TRADE UNION CONFERENCES (FEC-334, /1)ITEM 6 - LABOR POLICY IN JAPAN (FEC-318/20, /22, /24, /26, /27, /28, /29, /30)ITEM 7 - REPORT OF COMMITTEE NO. 1 TO THE FAR EASTERN COMMISSION REGARDING DIVISION OF REPARATIONS SHARES (FEC-219/25, 219 series)ITEM 8 - a LEVEL OF ECONOMIC LIFE IN JAPAN: POLICY TOWARDS JAPANESE INDUSTRY (FEC-242/32, /35, /37, /38, /39, /40, /41, /42)b LEVEL OF ECONOMIC LIFE IN JAPAN: POLICY TOWARDS SHIP-BUILDING AND SHIPPING (FEC-297/10)ITEM 9 - JAPANESE REPARATIONS AND LEVEL OF INDUSTRY (FEC-340, /1, /2, /3, /4, /5, /6, /7, /8)ITEM 10 - REPARATIONS REMOVALS: ACCESSORY FACILITIES, BUILDINGS, TECHNICAL DATA (FEC-299/5, /6, /7, /8, /9, /10)ITEM 11 - ECONOMIC STABILIZATION IN JAPAN

No consideration of items 4 - 11, inclusive.

* * * * *

ITEM 12 - OTHER BUSINESS

Philippine representative noted his appreciation of the Secretariat's work in circulating MI-084/9, Sixth Revised Index to "Memoranda for Information" Papers Circulated to the Far Eastern Commission.

ITEM 13 - PRESS RELEASE - None.

FEC... CONFIDENTIALELECTION OF CHAIRMAN PRO TEM

1. MR. JOHNSON (Secretary General) opened the meeting and announced that the United States Representative, Mr. Maxwell M. Hamilton, was unavoidably absent. The Honorable Dean Rusk, Assistant Secretary of State, was present in his capacity as Alternate United States Representative on the Commission.
2. MR. JOHNSON said that in the absence of Mr. Hamilton it would be necessary to elect a Chairman Pro Tem and he asked for nominations.
3. MR. MCNICOL (Australia) moved that Mr. Dean Rusk act as Chairman Pro Tem.
4. The motion was carried unanimously and Mr. Rusk assumed the chair.

ITEM 1 - CORRECTION AND APPROVAL OF PROVISIONAL MINUTES OF THE 219TH MEETING

5. The Commission unanimously approved the minutes of its 219th meeting with the following correction:

Page 2, paragraph 17, change the last sentence to read:
"He suggested that for the time being, while instructions were awaited, the problem of distribution of the secured fund be taken up anew by the working group in view of the fact that Mr. McNicol, the Chairman of that group, had just said he was going to call a meeting in the near future."

ITEM 2 - RESTITUTION OF LOOTED PROPERTY (FEC-011/71)

6. MR. RUSK (Chairman, US) observed that there was before the Commission for its consideration a proposal (FEC-011/71) prepared by the Secretary General in accordance with an agreement reached at the last meeting (Page 2, Minutes 219th FEC Meeting) which would have the effect of adding Pakistan and Burma to the list of countries entitled to participate in the distribution of the secured fund from the liquidation of unidentified looted property. He inquired as to the wishes of the Commission on this matter.
7. DR. LEE (China) said that in the absence of instructions from his government he would suggest that if it were agreeable to the Commission, a vote be postponed until the next meeting. He anticipated that his instructions would arrive before that time.
8. MR. MCNICOL (Australia) said that considering all the circumstances it would be very desirable if a vote could be taken on the matter at the next meeting. He was prepared to vote at the present meeting but in view of the request of the Chinese representative he would be agreeable to a postponement. He emphasized that a vote should be taken at the next meeting, because until such vote all negotiations would be delayed.
9. MR. KHALIL (Pakistan) recalled that at the last meeting it had been indicated that both the Indian and Chinese representatives were without instructions. He inquired as to whether the representative of India had received instructions.
10. MR. KIRPALANI (India) said that he had received instructions and was prepared to vote on FEC-011/71.
11. MR. KHALIL (Pakistan) said that he was of course disappointed that a vote could not be taken at the present meeting. He hoped that the representative of China would find it possible to vote at the next meeting; he very much desired that the vote be taken before the Commission should enter upon its summer recess.
12. U TIN MAUNG (Burma) said that he, too, would urge that the vote on FEC-011/71 should take place before the summer recess.

FEC CONFIDENTIAL

13. MR. VAN BOETZELAER (Netherlands) said that he desired to record the fact that his instructions on the present subject were based on very close contact between the Netherland Government and the Indonesian Government, since Indonesia was of course greatly interested in the matter. He was prepared to vote for the amendment proposed in FEC-011/71 with the understanding that under any distribution of the secured fund which might be agreed upon the combined shares of the Governments of India, Pakistan, and Burma should not be greater than the share originally intended for the Government of India.

14. There was no further discussion of this subject and without objection further consideration of it was postponed.

ITEM 3 - FISHING AND AQUATIC INDUSTRIES IN JAPAN (FEC-271/40, /41, /42, /43)

15. There was no discussion of this subject and without objection further consideration of it was postponed.

ITEMS 4 - 11 INCLUSIVE

16. MR. RUSK (Chairman, US) asked whether any representatives wished to comment on Items 4 - 11 on the agenda.

17. There was no discussion of these subjects and without objection further consideration of them was postponed.

ITEM 12 - OTHER BUSINESS

18. MR. AQUINO (Philippines) expressed the appreciation of his delegation for the work of the Secretariat in preparing II-084/9, Sixth Revised Index to "Memoranda for Information" Papers Circulated to the Far Eastern Commission.

19. There was no other business.

20. The meeting adjourned at 10:45 a.m.

COPY NO. _____

117

FEC--CONFIDENTIALRECORD OF APPROVAL221st FEC MIN., 20 July 1951FAR EASTERN COMMISSIONRECORD OF APPROVALMINUTES OF THE 221ST MEETING OF THE FAR EASTERN COMMISSIONNote by the Secretary General

1. The Far Eastern Commission, at its 222nd meeting, 20 September 1951, approved the provisional minutes of its 221st meeting without correction.
2. Representatives are requested to attach this formal record of approval to their file copies of those minutes.
3. The attention of all concerned is invited to the classification of this document which prohibits the dissemination of any information contained therein to unauthorized persons or to the press.

NELSON T. JOHNSON
Secretary General

Record of Approval of Minutes
of the 221st Meeting of the
Far Eastern Commission

ATTENDANCE221th FEC Meeting -- 20 July 1951

AUSTRALIA
Mr. David McNicol

BURMA
U Tin Maung

CANADA
Mr. Peter Campbell

CHINA
H. E. Dr. W. K. Lee
Mr. Y. C. Yang
Mr. C. Y. Hsieh
Mr. S. Y. Huang
Dr. T. T. Mar

FRANCE
Mr. A. Fequant

INDIA
Mr. M. K. Kirpalani
Mr. P. Vaidyanathan

NETHERLANDS
Baron C. W. van Boetzelaer

NEW ZEALAND
Mr. F. H. Corner

PAKISTAN
Mr. K. F. Khalil
Mrs. A. M. Tulloch

PHILIPPINES
Mr. M. P. Aquino

USSR
Mr. N. A. Vladykin
Mr. Konstantin N. Smirnov
Mr. Michail N. Smirnovsky
Mr. F. C. Fegorenko

UNITED KINGDOM
Mr. K. R. C. Pridham

UNITED STATES
Mr. Livingston T. Merchant
(Chairman Pro Tem)
Dr. George H. Blakeslee
Mr. Douglas Overton
Mrs. S. G. Kallis
Lt. Col. R. K. Lieding, AUS
Lt. Col. Eugene H. Strayhorn, USMC
Mr. O. Zurhellen

SECRETARIAT
Mr. Nelson T. Johnson
(Secretary General)
Mr. C. H. Pfuntner
Mr. K. C. Lamott
Mr. G. W. Abbott
Mrs. H. Tumas
Miss Margaret Cox
Miss Doraine Russell
Mrs. E. Baxter

RECORDER
Miss Wake

COPY NO. 199FEC--CONFIDENTIALMINUTES--221st FEC Mtg.20 July 1951FAR EASTERN COMMISSION

Provisional Minutes of the 221st Meeting of the Far Eastern Commission
Held in the Main Conference Room, 2516 Massachusetts Avenue, N.W.,
Washington, D.C.
20 July 1951, 10:30 A. M.

REPRESENTATIVES PRESENT

Mr. Livingston T. Merchant (United States) Chairman Pro Tem
Mr. D. McNicol (Australia)
U Tin Maung (Burma)
Mr. P. Campbell (Canada)
His Excellency Dr. W. K. Lee (China)
Mr. A. Fequant (France)
Mr. M. K. Kirpalani (India)
Mr. C. W. van Boetzelaer (Netherlands)
Mr. F. H. Corner (New Zealand)
Mr. K. F. Khalil (Pakistan)
Mr. K. P. Aquino (Republic of the Philippines)
Mr. N. A. Vladykin (U.S.S.R.)
Mr. K. R. C. Pridham (United Kingdom)

SECRETARY GENERAL

Mr. Nelson T. Johnson

NOTE: The attention of all concerned is invited to the classification of this document which prohibits the dissemination of the information contained therein to unauthorized persons or to the press.

Minutes--221st FEC Mtg.
20 July 1951

SUMMARY--FECFEC--CONFIDENTIALSUMMARY--221st FEC Mtg.20 July 1951FAR EASTERN COMMISSIONSUMMARY OF MINUTES OF 221st MEETINGELECTION OF CHAIRMAN PRO TEM

The Honorable Livingston T. Merchant, Deputy Assistant Secretary of State, was present as Alternate United States Representative Pro Tem in the necessary absence of Mr. Maxwell M. Hamilton and of Mr. Dean Rusk. He was unanimously elected Chairman Pro Tem. (p. 1)

ITEM 1 - CORRECTION AND APPROVAL OF PROVISIONAL MINUTES OF THE 220TH MEETING

Corrected and approved (p. 1)

ITEM 2 - RESTITUTION OF LOOTED PROPERTY (FEC-011/71)

Approved as an FEC policy decision (FEC-011/72, subsequently circulated). (pp. 1-2)

ITEM 3 - FISHING AND AQUATIC INDUSTRIES IN JAPAN (FEC-271/40, /41, /42, /43)

No consideration

* * * * *

INACTIVE ITEMS (4 to 11, INCLUSIVE)ITEM 4 - JAPANESE MEMBERSHIP IN INTERNATIONAL CONVENTION OF TELECOMMUNICATIONS (FEC-334, /1, /2, /3, /4, /5, /6, /7)ITEM 5 - PARTICIPATION OF JAPANESE TRADE UNIONS IN INTERNATIONAL TRADE UNION CONFERENCES (FEC-334, /1)ITEM 6 - LABOR POLICY IN JAPAN (FEC-318/20, /22, /24, /25, /26, /27, /28, /29, /30)ITEM 7 - REPORT OF COMMITTEE NO. 1 TO THE FAR EASTERN COMMISSION REGARDING DIVISION OF REPARATIONS SHARES (FEC-219/25, 219 series)ITEM 8 - a LEVEL OF ECONOMIC LIFE IN JAPAN: POLICY TOWARDS JAPANESE INDUSTRY (FEC-242/32, /35, /37, /38, /39, /40, /41, /42)b LEVEL OF ECONOMIC LIFE IN JAPAN: POLICY TOWARDS SHIP-BUILDING AND SHIPPING (FEC-297/10)ITEM 9 - JAPANESE REPARATIONS AND LEVEL OF INDUSTRY (FEC-340, /1, /2, /3 /4, /5, /6, /7, /8)ITEM 10 - REPARATIONS REMOVALS: ACCESSORY FACILITIES, BUILDINGS, TECHNICAL DATA (FEC-299/5, /6, /7, /8, /9, /10)ITEM 11 - ECONOMIC STABILIZATION IN JAPAN

No consideration of Items 4 - 11, inclusive.

ITEM 12 - OTHER BUSINESS

None.

SUMMARY--221st FEC Mtg.
20 July 1951

SUMMARY--FEC (Continued)

FEC--CONFIDENTIAL

SUMMARY--221st FEC Mtg.

20 July 1951

ITEM 13 - PRESS RELEASE

Commission authorized release in the normal manner of text of policy decision on RESTITUTION OF LOOTED PROPERTY (ITEM 2, above) (p. 2)

SUMMARY--221st FEC Mtg.
20 July 1951

FEC--CONFIDENTIALELECTION OF CHAIRMAN PRO TEM

1. MR. JOHNSON (Secretary General) opened the meeting and announced that the United States Representative, Mr. Maxwell M. Hamilton, was unavoidably absent. The United States Alternate Representative, The Honorable Dean Rusk, was also unavoidably absent and The Honorable Livingston T. Merchant, Deputy Assistant Secretary of State, was attending as United States Alternate Pro Tem.
2. MR. JOHNSON said that in the absence of Mr. Hamilton it would be necessary to elect a Chairman Pro Tem and he asked for nominations.
3. MR. MCNICOL (Australia) moved that The Honorable Livingston T. Merchant act as Chairman Pro Tem.
4. The motion was carried unanimously and MR. MERCHANT assumed the chair.

ITEM 1 - CORRECTION AND APPROVAL OF PROVISIONAL MINUTES OF THE 220TH MEETING

5. The Commission unanimously approved the minutes of its 220th meeting with the following corrections:

Page 1, paragraph 8, last line, delete the word "all".

Paragraph 11, first line, delete the words "of course".

ITEM 2 - RESTITUTION OF LOOTED PROPERTY (FEC-011/71)

6. MR. MERCHANT (Chairman, U.S.) invited attention to the proposal (FEC-011/71) which was awaiting action by the Commission. He asked whether representatives desired to offer comments at this time.
7. MR. KIRPALANI (India) recalled that at the last meeting (Page 2, Minutes 220th FEC meeting) Mr. van Boetzelaer, the Netherlands Representative, in referring to the distribution of the secured fund had mentioned "the share originally intended for the Government of India." Mr. Kirpalani said that it was his understanding that there was no such thing as "the share originally intended for the Government of India" because the discussions among the group of seven claimant countries had never produced a decision on division of the fund. Therefore, should Pakistan and Burma be added to this group of seven, any division of the fund should rest upon the decision of the nine interested countries.
8. MR. VAN BOETZELAER (Netherlands) agreed that there had been no definite schedule of allocation of shares of the secured fund. His remark, which Mr. Kirpalani had referred to, had been intended only as a statement of the principles on which his government would act in the discussions which presumably would take place among the nine interested countries.
9. MR. MERCHANT (Chairman, U.S.) said that if there was no further discussion he would call for a vote on FEC-011/71.
10. THE COMMISSION adopted FEC-011/71 as a policy decision by a vote of eleven in favor, with two abstentions (China, USSR). MR. MERCHANT declared FEC-011/71 adopted as a policy decision.
11. DR. LEE (China) presented the following statement:

"Mr. Chairman, I wish to make a statement on the position of my Government in regard to the problem of the distribution of the secured fund. We have always regarded this problem as an important task which the Far Eastern Commission cannot leave unfinished without damaging its moral position. In our view, there is no doubt whatsoever that the looted countries are entitled to such restitution. As a matter of fact, the Chinese representative

FEC--CONFIDENTIAL

in the seven-nation group worked hard for more than a year and a half to bring about a just and equitable solution. Toward the same end my delegation made concession after concession in order to meet the viewpoints of the other interested countries. But all this was to no avail and the deadlock has, to our great regret, persisted to this day. My delegation feels, however, that the countries concerned should, as the Philippine representative recently suggested, make a new and, let us hope, successful attempt at breaking the deadlock. Indeed, I hope the participation of the Burmese and the Pakistan delegations in the working group will contribute toward an early agreement."

12. MR. KHALIL (Pakistan) expressed his appreciation to the Commission for the cooperation shown on taking action on FEC-011/71 before the summer recess. He expressed thanks to the Secretary General and the Secretariat for assistance in handling this matter.

13. U TIN MAUNG (Burma) expressed his appreciation to the Secretariat and to the Commission for the support which had been given in reaching an early decision on FEC-011/71. He hoped that the group of representatives of the nine interested governments would be able to reach an agreement at an early date.

14. MR. AQUINO (Philippines) desired to know the exact amount contained in the secured fund.

15. MR. MERCHANT (Chairman, U.S.) replied that the figures as of 31 March 1951 were \$3,400,146.64 and 3,358,410.12 yen. As soon as exact up-to-date figures could be secured they would be made available to the Commission through the Secretary General.

ITEM 3 - FISHING AND AQUATIC INDUSTRIES IN JAPAN (FEC-271/40, /41, /42, /43)

16. There was no discussion of this subject and without objection further consideration of it was postponed.

ITEMS 4 - 11 INCLUSIVE

17. MR. MERCHANT (Chairman, U.S.) asked whether any representatives desired to comment on Items 4 - 11 on the agenda.

18. There was no discussion of these subjects and without objection further consideration of them was postponed.

ITEM 12 - OTHER BUSINESS

19. There was no other business.

ITEM 13 - PRESS RELEASE

20. THE COMMISSION agreed without objection that its policy decision on Restitution of Looted Property (Item 2 above) would be released to the press in the normal manner.

21. The meeting adjourned at 11:00 A.M.

COPY NO. 119FEC--CONFIDENTIALMINUTES--222nd FEC Mtg.20 September 1951FAR EASTERN COMMISSION

Provisional minutes of the 222nd Meeting of the Far Eastern Commission
Held in the Main Conference Room, 2516 Massachusetts Avenue, N. W.,
Washington, D. C.
20 September 1951, 10:30 A. M.

REPRESENTATIVES PRESENT

Mr. Maxwell M. Hamilton (United States) Chairman
Mr. D. McNicol (Australia)
U Tin Laung (Burma)
Mr. George Ignatieff (Canada)
His Excellency Dr. W. K. Lee (China)
Mr. P. Millet (France)
Mr. M. K. Kirpalani (India)
Mr. C. W. van Boetzelaer (Netherlands)
Mr. F. H. Corner (New Zealand)
Mr. K. F. Khalil (Pakistan)
Mr. M. P. Aquino (Republic of the Philippines)
Mr. N. A. Vladykin (U.S.S.R.)
Mr. F. S. Tomlinson (United Kingdom)

SECRETARY GENERAL

Mr. Nelson T. Johnson

NOTE: The attention of all concerned is invited to the classification of this document which prohibits the dissemination of the information contained therein to unauthorized persons or to the press.

Minutes--222nd FEC Mtg.
20 September 1951

SUMMARY--FECFEC--CONFIDENTIALSUMMARY--222nd FEC Mtg.20 September 1951FAR EASTERN COMMISSIONSUMMARY OF MINUTES OF 222nd MEETINGITEM 1 - CORRECTION AND APPROVAL OF PROVISIONAL MINUTES OF THE 221st MEETING

Approved without correction (p. 1)

ITEM 2 - FISHING AND AQUATIC INDUSTRIES IN JAPAN (FEC-271/40, /41, /42, /43)

No consideration.

* * * * *

INACTIVE ITEMS (3 to 10, INCLUSIVE)ITEM 3 - JAPANESE MEMBERSHIP IN INTERNATIONAL CONVENTION OF TELECOMMUNICATIONS (FEC-344, /1, /2, /3, /4, /5, /6, /7)ITEM 4 - PARTICIPATION OF JAPANESE TRADE UNIONS IN INTERNATIONAL TRADE UNION CONFERENCES (FEC-334, /1)ITEM 5 - LABOR POLICY IN JAPAN (FEC-318/20, /22, /24, /25, /26, /27, /28, /29, /30)ITEM 6 - REPORT OF COMMITTEE NO. 1 TO THE FAR EASTERN COMMISSION REGARDING DIVISION OF REPARATIONS SHARES (FEC-219/25, 219 series)ITEM 7 - a LEVEL OF ECONOMIC LIFE IN JAPAN: POLICY TOWARDS JAPANESE INDUSTRY (FEC-242/32, /35, /37, /38, /39, /40, /41, /42)b LEVEL OF ECONOMIC LIFE IN JAPAN: POLICY TOWARDS SHIP-BUILDING AND SHIPPING (FEC-297/10)ITEM 8 - JAPANESE REPARATIONS AND LEVEL OF INDUSTRY (FEC-340, /1, /2, /3, /4, /5, /6, /7, /8)ITEM 9 - REPARATIONS REMOVALS: ACCESSORY FACILITIES, BUILDINGS, TECHNICAL DATA (FEC-299/5, /6, /7, /8, /9, /10)ITEM 10 - ECONOMIC STABILIZATION IN JAPAN

* * * * *

ITEM 11 - OTHER BUSINESSa. Time of Next Meeting

Commission agreed that its next meeting would be held whenever any representative should desire (pp. 1-2).

b. Departure of Lieutenant Colonel R. K. Lieding (p. 2).ITEM 12 - PRISS RELEASE

None.

SUMMARY - 222nd FEC Mtg.
20 September 1951

FEC--CONFIDENTIALITEM 1 - CORRECTION AND APPROVAL OF PROVISIONAL MINUTES OF THE 221st MEETING

1. THE COMMISSION unanimously approved the minutes of its 221st meeting without correction.

ITEM 2 - FISHING AND AQUATIC INDUSTRIES IN JAPAN (FEC-271/40, /41, /42, /43)

2. There was no discussion of this subject and without objection further consideration of it was postponed.

ITEMS 3 - 10 INCLUSIVE

3. MR. HAMILTON (Chairman, US) asked whether any representative desired to comment on Items 3 - 10, inclusive.

4. There was no discussion of these subjects and without objection further consideration of them was postponed.

ITEM 11 - OTHER BUSINESSa. Time of Next Meeting

5. MR. HAMILTON (Chairman, US) said that since no active business was pending before the Commission at present he would suggest that the Commission hold its next meeting whenever any representative should desire. Under his suggested procedure any representative could advise either the Chairman or the Secretary General that his delegation desired that the Commission convene and a meeting would be called. It would thus be left to each delegation to decide whether it wished to have a meeting, and if any delegation so desired a meeting would be called.

6. MR. AQUINO (Philippines) said that the arrangement suggested by Mr. Hamilton would be acceptable to his delegation. It would not, he felt, serve any purpose to maintain regular sessions while the Commission was in a state of "suspended animation." He wished, however, to emphasize that such an arrangement should not prejudice any work that might be before a working committee of the Commission. In other words, the understanding that any delegation might request a meeting of the Commission should apply also to the committees of the Commission. He had in mind, in particular, the unfinished business of the division of the secured fund from the liquidation of unidentified looted property. He recalled that at the last meeting of the group dealing with that problem, its Chairman, Mr. McNicol of the Australian delegation, and its members had made commendable but as yet inconclusive efforts to break the impasse which had so long delayed division of the secured fund. It had been agreed that when all members of that group had received instructions on proposals now before the group they should so indicate in order that the Chairman of the group might call another meeting. He was therefore looking forward to an early conclusion of the work of the group.

7. MR. MCNICOL (Australia) observed that the working group to which Mr. Aquino had referred did not constitute a committee of the Far Eastern Commission. The group had been set up in accordance with a policy decision of the Far Eastern Commission, but its members met as representatives of their respective governments who, as a matter of convenience, made use of the facilities of the Far Eastern Commission. Undoubtedly, if an agreement should be reached on the division of the secured fund a report would be made to the Far Eastern Commission as a matter of courtesy and for the information of all members. That stage had not yet been reached. He could assure the Philippine representative that every effort would be made to reach agreement. He understood that a majority of the nine members concerned had received instructions, and as soon as all members had received instructions

FEC--CONFIDENTIAL

another meeting would be held.

8. MR. MCNICOL indicated his agreement with the suggestion of the Chairman concerning future meetings of the Commission.

9. MR. TOMLINSON (U.K.) supported the Chairman's proposal as not only practical and reasonable, but also democratic; it could not possibly infringe the right of any member to have a meeting called when he desired. He wished to suggest that as a matter of courtesy to the Chairman and of practical convenience for the Secretariat and members, any delegation wishing to call a meeting should try to give at least one week's notice and to indicate the subject which it wished to discuss. This would give all concerned an opportunity to give some thought to the proposed subject, and would insure more fruitful deliberations.

10. MR. HAMILTON (Chairman, US) said that he considered it a matter of interest and importance to note the remarks of the Australian representative to the effect that the matter of the secured fund, which was in the hands of representatives of the nine affected countries, was receiving attention.

11. MR. HAMILTON (Chairman, US) said that as representatives were fully aware it had always been the endeavor of the Commission to conduct business on the basis of general cooperation and consideration of the attitude of all delegations. The suggestion he had made was, he thought, in line with that purpose. If there were no objection he would take it that the Commission would proceed on the basis of his suggestion with regard to the time of its next meeting.

b. Departure of Lieutenant Colonel R. K. Lieding

12. MR. HAMILTON (Chairman, US) noted with regret that Colonel Lieding, of the United States delegation, was being transferred to new duties. He had been associated with the work of the Commission for two years and everyone, MR. HAMILTON felt sure, had enjoyed that association. MR. HAMILTON wished to express his appreciation of Colonel Lieding's cooperation, which could perhaps be best visualized if it were pointed out that it was through Colonel Lieding's instrumentality that the documentary films shown to the Commission had been made available.

13. On behalf of all representatives MR. HAMILTON extended to Colonel Lieding the Commission's best wishes for success in his new duties.

14. There was no other business.

15. The meeting adjourned at 10:45 a.m.