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Folder Title: Hijacking Crisis, June 1985-July 1985,
TWA 847 (07/06/1985-07/07/1985)
(5 of 5)

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WITHDRAWAL SHEET

Ronald Reagan Library

Collection Name Fortier, Donald: Files

Withdrawer

RBW 2/25/2011

File Folder JIJACKING CRISIS, JUNE-JULY 1985 (5) TWA 847
(07/06/1985-07/07/1985]

FOIA

F97-046/4

Box Number 5

WILLS

30

ID	Doc Type	Document Description	No of Pages	Doc Date	Restrictions
105755	CABLE	BEIRUT 04022	11	7/6/1985	B1
105756	CABLE	BEIRUT 04023	4	7/6/1985	B1
105757	CABLE	STATE 206046	5	7/5/1985	B1
105758	CABLE	DAMASCUS 04201	5	7/6/1986	B1
105759	CABLE	STATE 206711	4	7/6/1985	B1
105760	CABLE	DAMASCUS 04202	5	7/6/1985	B1
105761	CABLE	DAMASCUS 04200	8	7/6/1986	B1
105762	AGENDA	RE. NSPG MTG.	1	7/3/1985	B1 B3
105763	TALKING PTS.	FOR NSPG MTG. [ATTACHED TO DOC. 105762]	4	7/3/1985	B1 B3

The above documents were not referred for declassification review at time of processing

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

B-1 National security classified information [(b)(1) of the FOIA]

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ID	Doc Type	Document Description	No of Pages	Doc Date	Restrictions	
105764	MEMO	NICHOLAS PLATT TO ROBERT MCFARLANE RE. CPPG MTG.	1	7/6/1985	B1	B3
105765	PAPER	RE. HOSTAGES [ANNOTATED; ATTACHED TO DOC. 105764]	6	ND	B1	B3
105766	REPORT	RE. HOSTAGES [ATTACHED TO DOC. 105765]	4	7/3/1985	B1	B3
105767	PAPER	RE. SYRIA [ATTACHED TO DOC. 105766]	3	ND	B1	B3
105768	LIST	RE. SYRIA [ATTACHED TO DOC. 105767]	1	ND	B1	B3

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Bill
Hawley

URGENT

90752

THE WHITE HOUSE
WASHINGTON

Bob P.

Route to:

Fortin

Covey

~~Fisher~~ Hoscy

The Daniel

North.

J

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105755	CABLE BEIRUT 04022	11	7/6/1985	B1

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105757 CABLE	STATE 206046	5	7/5/1985	B1

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105758 CABLE	DAMASCUS 04201	5	7/6/1986	B1

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105759 CABLE	STATE 206711	4	7/6/1985	B1

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105760 CABLE	DAMASCUS 04202	5	7/6/1985	B1

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105761 CABLE		8	7/6/1986	B1
	DAMASCUS 04200			

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~~TOP SECRET~~

441
SYSTEM II
90737

MEMORANDUM

NATIONAL SECURITY COUNCIL

TOP SECRET

ACTION

*file in jacket
over*

July 2, 1985

MEMORANDUM FOR ROBERT C. MCFARLANE

FROM: DONALD R. FORTIER
RODNEY B. MCDANIEL

SUBJECT: NSPG Meeting, July 3, 1985

Attached at Tab I are an agenda and talking points for tomorrow's National Security Planning Group meeting dealing with Counter-Terrorism.

RECOMMENDATION

That you approve the attached agenda and talking points for tomorrow's meeting.

Approve _____ Disapprove _____

Attachment

Tab I - NSPG Agenda and Talking Points

TOP SECRET

Declassify on: OADR

~~TOP SECRET~~

DECLASSIFIED
Sec.34(b), E.O. 12958, as amended
White House Guidelines, Sept. 11, 2006
BY NARA RW, DATE 2/25/11

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105762	AGENDA RE. NSPG MTG.	1	7/3/1985	B1 B3

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105763	TALKING PTS. FOR NSPG MTG. [ATTACHED TO DOC. 105762]	4	7/3/1985	B1 B3

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105765	PAPER RE. HOSTAGES [ANNOTATED; ATTACHED TO DOC. 105764]	6	ND	B1 B3

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105767	PAPER RE. SYRIA [ATTACHED TO DOC. 105766]	3	ND	B1 B3

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

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SECRETARY OF STATE'S REWARDS AUTHORITY IN CASES OF
INTERNATIONAL TERRORISM

Section 102 of the 1984 Act to Combat International Terrorism (P.L. 98-533) added a new section 36 to the State Department Basic Authorities Act of 1956 (the "Act") (22 U.S.C. 2708) providing the Secretary of State with authority to pay a reward of not more than \$500,000 to any individual who furnishes information leading to:

(a) "... the arrest or conviction, in any country, of any individual for the commission of an act of international terrorism, or"

(b) "... the arrest or conviction, in any country, of any individual for conspiring or attempting to commit an act of international terrorism, or"

(c) "... the prevention, frustration, or favorable resolution of an act of international terrorism, "if the act of international terrorism is against a United States person or United States property and is primarily outside the territorial jurisdiction of the United States."

A reward of \$100,000 or more "may not be made without the approval of the President or the Secretary of State personally."

Although the authorizing legislation contains no definition of the term "act of terrorism", the companion authority provided to the Attorney General to pay rewards for information in cases of domestic terrorism by section 101(a) of P.L. 98-533 contains the following definition of this term, which the legislative history indicates is intended to apply in the international context to the Secretary of State's authority as well:

"...the term 'act of terrorism' means an activity that--

"(A) involves a violent act or an act dangerous to human life that is a violation of the criminal laws of the United States or of any State, or that would be a violation if committed within the jurisdiction of the United States or of any State; and

"(B) appears to be intended--

"(i) to intimidate or coerce a civilian population;

"(ii) to influence the policy of a government by intimidation or coercion; or

"(iii) to affect the conduct of a government by assassination or kidnapping."

Subsection 36(c) of the Act provides that the Secretary shall "advise and consult with the Attorney General" before making a reward "in a matter over which there is Federal criminal jurisdiction." In practice, this will mean that consultation with the Department of Justice will usually be required before making a reward in any matter involving

threatened, attempted, or actual attack on U.S. Government personnel or facilities overseas, or involving certain other categories of violent acts over which the United States, pursuant to international convention or otherwise, exercises global criminal jurisdiction, such as hostage-taking or hijacking or sabotage of civil aircraft.

Pursuant to subsection 36(d) of the Act, any reward granted under this authority must be certified for payment by the Secretary. That subsection also gives the Secretary authority, if he determines that "the identity of the recipient of a reward or of the members of the recipient's immediate family must be protected," to "take such measures in connection with the payment of the reward as he deems necessary to effect such protection."

Subsection 36(e) of the Act provides that "an officer or employee of a governmental entity who, while in the performance of his or her official duties," furnishes information, "shall not be eligible for a reward under this section." This applies both to U.S. and foreign government officers and employees at all levels of government.

Detailed procedures for the administration of the rewards program have been drafted and cleared and are now with the Foreign Affairs Information Management Office for preparation for final publication in the Foreign Affairs Manual. These procedures will also be sent to all diplomatic posts.

Five million dollars were authorized for use in paying rewards under this law for FY 1985, of which one million have actually been appropriated. The Department has a supplemental request currently before the appropriations committees.

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