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THE WHITE HOUSE

WASHINGTON

January 31, 1986

MEMORANDUM FOR DAVID L. CHEW
STAFF SECRETARY

FROM: JOHN G. ROBERTS 
ASSOCIATE COUNSEL TO THE PRESIDENT

SUBJECT: Suspension of MFN Treatment
for Afghanistan

Congressional errors in the actual enrolled version of Public Law 99-190 make it necessary to change the proposed proclamation. Section 552 of Public Law 99-190 is incomplete; it simply trails off at the bottom of the page of the enrolled bill. A full text of what should have appeared at Section 552 does appear at Section 118. The law has not yet been printed, so we have no way of knowing how (or if) these errors will be glossed over in the printed version. The only safe course is to cite both sections in the proclamation.

In addition, the actual enrolled bill states (again probably erroneously) that "this subsection" (552(a)) may be cited as the Foreign Assistance and Related Programs Appropriations Act, 1986, so it is incorrect to refer to section 552(a)(1) of the Foreign Assistance and Related Programs Appropriations Act.

The following changes should be made:

Lines 1-2 should be changed to read as follows: "Pursuant to sections 118(a)(1) and 552(a)(1) of Public Law 99-190, I..."

Lines 11-13 should be changed to read as follows: "of America, including but not limited to sections 118(a)(1) and 552(a)(1) of Public Law 99-190, and section 604 of the Trade Act of 1974, do..."

The Department of Justice concurs in these recommendations.

WHITE HOUSE CORRESPONDENCE TRACKING WORKSHEET

☐ O - OUTGOING☐ H - INTERNAL☐ I - INCOMINGDate Correspondence
Received (YY/MM/DD) 1/1Name of Correspondent: David Chew☐ MI Mail Report

User Codes: (A) _____ (B) _____ (C) _____

Subject: Suspension of MFN Treatment for
Afghanistan

ROUTE TO:

ACTION

DISPOSITION

Office/Agency (Staff Name)	Action Code	Tracking Date YY/MM/DD	Type of Response	Completion Date YY/MM/DD
<u>CUHOLL</u>	ORIGINATOR	<u>8610130</u>		<u>1/1</u>
<u>CUAT18</u>	Referral Note: <u>R</u>	<u>8610130</u>		<u>S 8610130</u>
	Referral Note:			<u>7:00 pm</u>
		<u>1/1</u>		<u>1/1</u>
	Referral Note:			
		<u>1/1</u>		<u>1/1</u>
	Referral Note:			
		<u>1/1</u>		<u>1/1</u>
	Referral Note:			

ACTION CODES:

A - Appropriate Action
C - Comment/Recommendation
D - Draft Response
F - Furnish Fact Sheet
to be used as Enclosure

I - Info Copy Only/No Action Necessary
R - Direct Reply w/Copy
S - For Signature
X - Interim Reply

DISPOSITION CODES:

A - Answered C - Completed
B - Non-Special Referral S - Suspended

FOR OUTGOING CORRESPONDENCE:

Type of Response = Initials of Signer
Code = "A"
Completion Date = Date of Outgoing

Comments: _____

Keep this worksheet attached to the original incoming letter.
Send all routing updates to Central Reference (Room 75, OEOb).
Always return completed correspondence record to Central Files.
Refer questions about the correspondence tracking system to Central Reference, ext. 2590.

WHITE HOUSE STAFFING MEMORANDUMDATE: 1/30/86 ACTION/CONCURRENCE/COMMENT DUE BY: 7:00 pm, TONIGHTSUBJECT: SUSPENSION OF MFN TREATMENT FOR AFGHANISTAN

	ACTION FYI			ACTION FYI	
VICE PRESIDENT	<input type="checkbox"/>	<input checked="" type="checkbox"/>	OGLESBY	<input checked="" type="checkbox"/>	<input type="checkbox"/>
REGAN	<input type="checkbox"/>	<input checked="" type="checkbox"/>	POINDEXTER	<input checked="" type="checkbox"/>	<input type="checkbox"/>
MILLER	<input type="checkbox"/>	<input type="checkbox"/>	RYAN	<input type="checkbox"/>	<input type="checkbox"/>
BUCHANAN	<input checked="" type="checkbox"/>	<input type="checkbox"/>	SPEAKES	<input type="checkbox"/>	<input checked="" type="checkbox"/>
CHAVEZ	<input type="checkbox"/>	<input type="checkbox"/>	SPRINKEL	<input type="checkbox"/>	<input type="checkbox"/>
CHEW	<input type="checkbox"/>	<input checked="" type="checkbox"/>	STEELMAN	<input type="checkbox"/>	<input type="checkbox"/>
DANIELS	<input type="checkbox"/>	<input type="checkbox"/>	SVAHN	<input checked="" type="checkbox"/>	<input type="checkbox"/>
FIELDING	<input type="checkbox"/>	<input type="checkbox"/>	THOMAS	<input type="checkbox"/>	<input type="checkbox"/>
HENKEL	<input type="checkbox"/>	<input type="checkbox"/>	TUTTLE	<input type="checkbox"/>	<input type="checkbox"/>
HICKS	<input type="checkbox"/>	<input type="checkbox"/>	CLERK	<input type="checkbox"/>	<input checked="" type="checkbox"/>
KINGON	<input checked="" type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>	<input type="checkbox"/>
LACY	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>	<input type="checkbox"/>

REMARKS:

Please submit your comments on the attached directly to my office by 7:00 p.m. tonight. Thank you.

RESPONSE:

THE UNITED STATES TRADE REPRESENTATIVE
WASHINGTON
20506

January 30, 1986

MEMORANDUM FOR THE PRESIDENT

FROM: AMBASSADOR CLAYTON YEUTTER *Handwritten signature*
SUBJECT: SUSPENSION OF MOST-FAVORED-NATION TREATMENT FOR
AFGHANISTAN

Attached for your signature is a proclamation suspending Most-Favored-Nation treatment for Afghanistan. Last year the Administration agreed to suspend Most-Favored-Nation treatment for Afghanistan in negotiations on mandatory legislation being considered by the Congress. The State Department, with clearance within the Administration, so notified the Congress. This action will implement that policy decision.

THE UNITED STATES TRADE REPRESENTATIVE
WASHINGTON
20506

January 30, 1986

The Honorable Edwin Meese III
Attorney General
Washington, D.C. 20530

Dear Mr. Attorney General:

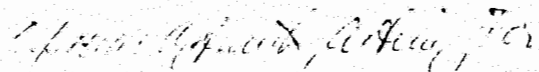
Attached for your review and clearance as to form and legality is a proposed proclamation entitled "Suspending Most-Favored-Nation Status for Afghanistan."

The proclamation first cites the legal authority for the action. Paragraph number 1 adds Afghanistan to the list of countries receiving tariff treatment under column number 2 of the Tariff Schedules. Paragraph number 2 provides that the effective date will be fourteen days following the date of publication of the proclamation in the Federal Register. A draft of this proclamation has been previously received by the Office of Legal Counsel.

The President must either sign the proclamation or report to Congress by February 2, 1986 on his reasons for not taking the action. The Administration previously decided to suspend Afghanistan's MFN status, and so notified the Congress. Because of the President's travel schedule, White House staffing must be completed urgently. As soon as your substantive review is complete, please have telephone notice given that formal clearance is forthcoming to Dan Marks at the White House at 456-2226. The President will be departing early tomorrow morning.

Thank you for your expeditious action.

Sincerely,



Clayton Yeutter

CY:hlj

SUSPENDING MOST-FAVORED-NATION STATUS FOR AFGHANISTAN

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

Pursuant to section 552(a)(1) of the Foreign Assistance and Related Programs Appropriations Act, 1986 (P.L. 99-190), I have determined that it is appropriate to deny nondiscriminatory (most-favored-nation) trade treatment to the products of Afghanistan and thereby to cause such products to be subject to the rate of duty set forth in column number 2 of the Tariff Schedules of the United States.

NOW, THEREFORE, I, RONALD REAGAN, President of the United States of America, acting under the authority vested in me by the Constitution and the statutes of the United States of America, including but not limited to section 552(a)(1) of the Foreign Assistance and Related Programs Appropriations Act, 1986, and section 604 of the Trade Act of 1974, do proclaim that:

1. General headnote 3(d) to the Tariff Schedules of the United States (TSUS), listing those countries whose products are subject to the rate of duty set forth in column number 2 of the TSUS, is amended to include Afghanistan.

2. This proclamation shall be effective with respect to articles entered, or withdrawn from warehouse for consumption, on and after the 14th day following the date of publication of this proclamation in the Federal Register.

IN WITNESS WHEREOF, I have hereunto set my hand this
day of in the year of our Lord
nineteen hundred and eighty-six, and of the Independence
of the United States of America the two hundred and tenth.