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7		5	TO : ATHENS, COPENHAGEN, THE HAGUE, HONG KONG, KUALA LUMPUR,					
E	P	10	LONDON, MONROVIA, NICOSIA, OSLO, PANAMA, PARÍS, PARIS USOECD, ROME, STOCKHOLM, TOKYO, VALETTA.	2				
3	6	12	NATUS Authority NL 783-207 By Och, NARA, Date 4-11-90 Mar 22 6 47 PH-66 R	1				
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AGR	COM D	FRB	FROM : DEPARTMENT OF STATE DATE:	T				
INT	LAB	TAR	SUBJECT: United States Government Shipments on Vessels in North Viet-Nam Trade	v				
TR	XMB	AIR	REF : DEPCIRTEL 1411					
ARMY	CIA	NAVY						
OSD	10	NSA	BEGIN CONFIDENTIAL. Enclosed is a copy of National Security					
31		3	Action Memorandum (NSAM) No. 340, February 11, 1966, which states that US Government financed cargo shall not be shipped from the					
	FMC		United States on foreign flag vessels if such vessels have called					
	4	12/21/2	at a North Vietnamese port on or after January 25, 1966. (Text of					
			NSAM 340 has not yet been declassified.) END CONFIDENTIAL					
			DECTN INCLASCIBLED While dispositive is similar to NEAM 220					
	,		BEGIN UNCLASSIFIED. This directive is similar to NSAM 220, February 5, 1963, which denies US Government sponsored or financed					
	(in)		cargoes to ships engaged in the Cuban trade, and it will be adminis-					
(Do		tered in the same way. The US Maritime Administration (MarAd) will					
			issue periodically a list entitled Free World Flag Vessels Arriving					
			in North Viet-Nam on or after January 25, 1966 for use and guidance					
,			of the US Government agencies concerned.					
			A vessel which has called at North Viet-Nam on or after January					
			25, 1966 and is thus on MarAd's list may reacquire eligibility to					
			carry US Government financed cargo if (1) the vessel is withdrawn					
			from trade with North Viet-Nam and (2) the persons who control the vessel give satisfactory assurance to the US Government that (a) no					
			vessels under their control will henceforth be employed in trade					
			with North Viet-Nam or (b) vessels under their control which are					
			bound by contractual obligations requiring trade with North Viet-Nam					
			will be withdrawn from that trade as soon as possible. Certification					
			and assurance procedures will be identical to that used for vessels in the Cuban trade. Persons desiring to have their ships removed					
			from MarAd's list and thus reacquire eligibility to carry US Govern-					
ŀ			ment cargo may execute a Certification and Assurance form before a					
			US consular officer. Model forms are enclosed. The short version					
1	1)		(Form 1)					
(1	,	CONFIDENTIAL FOR DEPT. USE ONLY					
-		de	FORM DS-323					
Drafte		MA: LE	Morin: jch Contents and Classification Approved by: MA - William K. Miller MA - Willer MA - William K. Miller MA - William K. Miller MA - Willer MA - Wi					
Clear EUI EUI	Clearances: EUR/BNA - Mr. Tucker EUR/BNA - Mr. Geppert NEA/GTI - Mr. Hirshom EUR/RPE - Mr. Enders EUR/WE - Mr. Beigel NEA/GTI - Mr. Barham							
		-	Simmons L FE/VN - Mr. Kinney L/E - Mr. Malmborg L/E - Mr. Malmborg					

DEPARTMENT OF STATE

ORIGIN/ACTION

CONFIDENTIAL

- 2 -

(Form 1) is for the use of the shipowner whose vessels are no longer in the North Vietnamese trade, while the other (Form 2) is for the use of the owner who has vessels remaining in the trade as a result of charters executed prior to January 25, 1966, but who agrees to remove them as soon as contractual obligations permit. Properly executed forms should be forwarded to the MarAd via the Department. The C and A forms may also be executed in the United States by an agent of the person controlling the listed ship, in which case the form must be signed before a notary public and submitted directly to the MarAd. END UNCLASSIFIED.

RUSK

Enclosures:

- 1. NSAM 340
- 2. C and A Form 1
- 3. C and A Form 2

THE WHITE HOUSE

WALHINGTON

1410

CONFIDENTIAL

January 25, 1966

NATIONAL SECURITY ACTION MEMORANDUM NO. 340

TO: The Secretary of State

The Secretary of Defense

The Secretary of Agriculture

The Secretary of Commerce

The Administrator, Agency for International Development

The Administrator, General Services Administration

SUBJECT: U. S. Government Shipments by Foreign Flag Vessels in the North Vietnam Trade

The President has directed that United States Government-financed cargoes shall not be shipped from the United States on a foreign flag wessel if such vessel has called at a North Vietnam port on or after the effective date of this memorandum.

Exceptions may be made as to any such vessel if:

- (1) the persons who control the vessel or vessels give satisfactory assurance that no ships under their control will,
 thenceforth, be employed in trade with North Vietnam so
 long as it remains the policy of the United States Government
 to discourage such trade; or
- (2) the persons who control the vessel or vessels give satisfactory assurance--
 - (a) that no ships under their control will then efforth be employed in trade with North Vietnam so long as it remains the policy of the United States Government to discourage such trade, except as provided in paragraph (b), and

(b) that yessels under their control which are covered

by contractual obligations, including charters,

entered into prior to the date of the present action

memorandum under which their employment in

trade with North Vietnam may be required shall

be withdrawn from such trade at the earliest

opportunity consistent with such contractual obligations.

The form and content of any such assurances shall be essentially the same as are required for ships in the Cuban trade under NSAM 220, as amended, with any changes required by the circumstances. The Secretary of State is to be consulted on the form and content of the assurances. No vessel described in paragraph (2) (b) will be eligible to carry any cargo sponsored or financed by any of the agencies listed herein until such vessel has actually ceased to engage in trade with North Vietnam and has ceased to be under obligation to engage in such trade. If any assurance given in accordance with this directive is determined to be untrue or has not been complied with, all ships owned or controlled by persons making such assurance may be declared incligible for the carriage of cargo sponsored or financed by any of the agencies listed herein.

The Secretaries of State, Defense, and Agriculture, the

Administrator of General Services Administration, and the Administrator of the Agency for International Development are directed to take such steps as may be necessary to carry out this policy.

The Secretary of Commerce is to make available to the appropriate Departments current pertinent information which he may have on ships engaged in trade with North Vietnam.

McGeorge Bundy

CERTIFICATION AND ASSURANCE (Form 1)

The undersi	gned		,	
		(Name)		(Address)
		, hereby	certifies:	
(1) t	that the	-flag	vessel,	
		(Name of Flag		(Name of Vessel)
which calle	ed at No	rth Viet-Nam during (1	Month and Y	is under the control (
				"Controlling Party");
through or	mership	irm or corporation who, by contract or other rols the use and emplo	r	
(2) t	that the	following vessels are	e also unde	er the control of the
Controlling	g Party:			
		Name of Vessel	Flag	
		INCLINE OF VEDOCE	1108	
			-	
		•		
(2)				77imm -+
(3)	mat me	circumstances of	(Name of V	calling at Vessel)
North Viet	-Nam are	as follows:	-Gearne	Lama
			4	176
(L) t	that so	long as it remains the	e policy of	the United States of
America to	discours	age such trade, neithe	ar one	(Name of Vessel)
the other v	vessels 1	listed above, nor anv	other vess	sel which may hereafter
HUNGS		and or consumers.		
				ll engage in the North
Vietnamese	trade;	, as mer be nece		
(5)	that this	s Certification and A	ssurance is	being made to the
United Stat	tes of A	merica in determining	whether th	
				(Name of Vessel)
morr again l		ligible for commisses	of annance	financed by the

at .

CERTIFICATION AND ASSURANCE (Form 2)

The undersigned	(Name)	_,
	(herein ca	alled
(Address)		

the "Controlling Party"), hereby certifies as follows:

1

Purpose of Certification and Asssurance

1. This Certification and Assurance is made to the United States
Government for use in determining the eligibility of vessels listed
in Annex 1 hereto to carry United States Government-sponsored cargoes.

II

Vessels under Control of Controlling Party

- 1. Annex 1 hereto contains a true, correct and complete list of

 vessels currently under control of the Controlling Party, together with,

 in the case of vessels currently under charter or other contractual obligations

 requiring that such vessels call at North Vietnamese ports or depriving the Controlling

 Party of the right to direct their movements, a true, correct and complete

 description of any contractual obligation with respect to each vessel listed,

 including the name and type of the vessel, owner, charterer, type of charter

 and trading limits, date of charter, and date of commencement and expiration

 of charter. As used herein, "control" shall include any means by which the

 movement or employment of vessels may be directed, including but not limited

 to ownership, charter, agency, management or operating agreement, or otherwise,

 either directly or indirectly.
- 2. None of the charterers listed in Annex 1 hereto are parties through which the vessels listed are or may be under control of the Controlling Party.
- 3. So long as it remains the policy of the United States Government to discourage trade with North Viet-Nam,
 - a) none of the vessels listed in Annex 1 hereto will henceforth be employed in the North Vietnamese trade, except as provided in paragraph b); and
 - b) vessels listed in Annex 1 hereto which are covered by contractual obligations, including charters, entered into prior to January 25, 1966, under which their employment in the North Viet-Nam trade may be required, shall be withdrawn from such trade at the earliest opportunity consistent with such contractual obligations.

4. The Controlling Party will exercise all rights it may have under charters or other contractual agreements, including the right to terminate or give notice of non-renewal and the right to direct movement of vessels, to the end that such vessels cease calling at North Viet-Nam at the earliest possible time.

TTT

Vessels Calling at North Viet-Nam

- 1. Annex 2 hereto contains a true, correct and complete
 list of those vessels shown in Annex 1 that have called at a North Vietnamese
 port on or after January 25,1966, and the date and circumstances of
 each such call.
- 2. The United States Government will be notified of any vessels under the control of the Controlling Party which may hereafter call at a North Vietnamese port by immediate communication to the United States Maritime Administration, including the date and circumstances of each such call.

IV

Vessels Coming under Control of the Controlling Party

- 1. So long as it remains the policy of the United States Government to discourage trade with North Viet-Nam, no vessel which may hereafter come / under control of the Controlling Party or the other parties hereto will call at North Vietnamese ports.
- 2. Annex 1 hereto shall be kept current by immediate communication to the United States Maritime Administration concerning the acquisition of control by the Controlling Party of any vessel not listed therein, or concerning the disposition by the Controlling Party of any vessel listed in Annex 1 or any amendment thereto.

(Shipowner or Company Official)
Embassy or Consulate of the United States of America

he	United States of	Consul of
OLIC	onition Diales of	duly commissio
and	qualified this	day of
2000	to the company the base	and the second s

Consul of the United States of America

The undersigned parties hereby authorize and approve the foregoing Certification and Assurance and agree to be parties thereto.

By (Title:

Embassy or Consulate of the United States of America

Subscribed and sworn to before me Consul of the United States of America at _____, duly commissioned and qualified this

Consul of the United States of America

ANNEX 1 to CERTIFICATION AND ASSURANCE

List of	Vessels w	nder Contr	ol of				ment of the second of the second	- x
				(Controlling Party)				
						Duration	of Charter	
<u>Vessel</u>	Type	Owner	Charterer	Type & Trading Limits of Charter	Date of Charter	Commencing Date	Expiration	

ANNEX 2 to CERTIFICATION AND ASSURANCE

Vessels under Control of that Have Called at North Viet-Nam On or Since January 25, 1966 (Controlling Party)

Dates of Circumstances of Call of Call

1/27/66

Mr. Smith:

Mrs. Meadows of the Staff Secretariat at Commerce called to request permission to reproduce NSAM 340 to send to their Maritime Administrator. Yes? No?

Thelma

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Copies and to

Kome 4/14/60

Jane

THE WHITE HOUSE

WASHINGTON

CONFIDENTIAL

January 25, 1966

NATIONAL SECURITY ACTION MEMORANDUM NO. 340

TO:

The Secretary of State

The Secretary of Defense

The Secretary of Agriculture

The Secretary of Commerce

By del 17, NARA, Date 4-11-90 The Administrator, Agency for International Development

Authority NLJ 83-207

The Administrator, General Services Administration

SUBJECT: U. S. Government Shipments by Foreign Flag Vessels in the North Vietnam Trade

The President has directed that United States Government-financed cargoes shall not be shipped from the United States on a foreign flag vessel if such vessel has called at a North Vietnam port on or after the effective date of this memorandum.

Exceptions may be made as to any such vessel if:

- (I) the persons who control the vessel or vessels give satisfactory assurance that no ships under their control will, thenceforth, be employed in trade with North Vietnam so long as it remains the policy of the United States Government to discourage such trade; or
- (2) the persons who control the vessel or vessels give satisfactory assurance --
 - (a) that no ships under their control will thenceforth be employed in trade with North Vietnam so long as it remains the policy of the United States Government to discourage such trade, except as provided in paragraph (b), and

(b) that vessels under their control which are covered

by contractual obligations, including charters,

entered into prior to the date of the present action

memorandum under which their employment in

trade with North Vietnam may be required shall

be withdrawn from such trade at the earliest

opportunity consistent with such contractual obligations.

The form and content of any such assurances shall be essentially the same as are required for ships in the Cuban trade under NSAM 220, as amended, with any changes required by the circumstances. The Secretary of State is to be consulted on the form and content of the assurances. No vessel described in paragraph (2) (b) will be eligible to carry any cargo sponsored or financed by any of the agencies listed herein until such vessel has actually ceased to engage in trade with North Vietnam and has ceased to be under obligation to engage in such trade. If any assurance given in accordance with this directive is determined to be untrue or has not been complied with, all ships owned or controlled by persons making such assurance may be declared ineligible for the carriage of cargo sponsored or financed by any of the agencies listed herein.

The Secretaries of State, Defense, and Agriculture, the

Administrator of General Services Administration, and the Administrator of the Agency for International Development are directed to take such steps as may be necessary to carry out this policy.

The Secretary of Commerce is to make available to the appropriate Departments current pertinent information which he may have on ships engaged in trade with North Vietnam.

Figher Bul McGeorge Bundy

1 3

December 29, 1965

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Possible NSAM Regarding Free World Ships in the North Vietnam Trade

The attached draft NSAM would deny U.S. Government financed cargoes from U.S. ports to any foreign flag ships that engage in trade with North Vietnam. It is modeled on NSAM 220 that similarly applies to trade with Cuba.

This proposal has been held in abeyance by State pending the outcome of diplomatic approaches to the relevant Free World countries. It is now being put forward for your consideration in connection with other Vietnam actions in the New Year.

The <u>practical results</u> of this NSAM will probably be very slight. Only a very few ships have called at both North Vietnam and U.S. ports in recent months. To our knowledge, none of these vessels have picked up Government-financed cargoes here.

The NSAM does, however, provide for a certification procedure that might marginally strengthen our diplomatic efforts with Free World Governments. Some of these Governments might be persuaded to demonstrate their cooperation with us by getting their shipping companies to certify that all ships under their control will be withdrawn from North Vietnam trade.

In terms of impact here at home, the new regulation might also meet some of the continuing pressures from the Hill for tougher measures against Hanoi.

In short, this is a marginal item that would add some tough window-dressing to a package of Vietnam actions.

McG. B.

JCT? llw

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Anchority N 1- J 83-207 By WH, NARA, Date 4-11-90

CONFIDENTIAL

NATIONAL SECURITY ACTION MEMORANDUM NO.

TO:

The Secretary of State
The Secretary of Defense
The Secretary of Agriculture
The Secretary of Commerce

The Administrator, Agency for International Development

The Administrator, General Services Administration

SUBJECT:

U.S. Government Shipments by Foreign Flag Vessels

in the North Vietnam Trade

The President has directed that United States Governmentfinanced cargoes shall not be shipped from the United States on a foreign flag vessel if such vessel has called at a North Vietnam port on or after the effective date of this memorandum.

Exceptions may be made as to any such vessel if:

- (1) the persons who control the vessel or vessels give
 satisfactory assurance that no ships under their control
 will, thenceforth, be employed in trade with North
 Vietnam so long as it remains the policy of the United
 States Government to discourage such trade; or
- (2) the persons who control the vessel or vessels give satisfactory assurance--
 - (a) that no ships under their control will thenceforth be employed in trade with North Vietnam so long as it remains the policy of the United States Government to discourage such trade, except as provided in paragraph (b), and

(b) that vessels under their control which are covered
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entered into prior to the date of the present action
memorandum under which their employment in
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The Secretaries of State, Defense, and Agriculture, the

Administrator of General Services Administration, and the Administrator of the Agency for International Development are directed to take such steps as may be necessary to carry out this policy.

The Secretary of Commerce is to make available to the appropriate Departments current pertinent information which he may have on ships engaged in trade with North Vietnam.

McGeorge Bundy