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11 MAY 82

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CONFIDENTIAL

DESKBY 120430Z

FROM UKMIS NEW YORK 120257Z MAY 82

TO IMMEDIATE F C O

TELEGRAM NUMBER 728 DATED 11 MAY 82

INFO IMMEDIATE WASHINGTON

MY TELNO 714: FALKLANDS

1. IN THE EVENT THE SECRETARY-GENERAL DID ASK ME TO SEE HIM AGAIN THIS EVENING (AT 2315Z) AFTER HIS FURTHER MEETING WITH ROS.
2. PEREZ DE CUELLAR SAID THAT AT LAST HE HAD GOOD NEWS FOR ME. THE ARGENTINES HAD ACCEPTED THAT 31 DECEMBER SHOULD BE A TARGET DATE AND THAT THE AGREEMENT SHOULD STATE THAT THE OUTCOME OF THE NEGOTIATIONS WOULD NOT BE PREJUDGED. HE THEN HANDED ME THE FOLLOWING TEXT:

"THE PARTIES UNDERTAKE TO ENTER INTO NEGOTIATIONS IN GOOD FAITH UNDER THE AUSPICES OF THE SECRETARY-GENERAL OF THE UNITED NATIONS FOR THE PEACEFUL SETTLEMENT OF THEIR DISPUTE AND TO SEEK, WITH A SENSE OF URGENCY, THE COMPLETION OF THESE NEGOTIATIONS BY 31 DECEMBER 1982, TAKING INTO ACCOUNT THE CHARTER OF THE UNITED NATIONS AND THE RELEVANT RESOLUTIONS OF THE GENERAL ASSEMBLY. THESE NEGOTIATIONS SHALL BE INITIATED WITHOUT PREJUDICE TO THE RIGHTS, CLAIMS OR POSITION OF THE PARTIES AND WITHOUT PREJUDGEMENT OF THE OUTCOME."

PEREZ DE CUELLAR SAID THAT HE HAD PUT THIS TEXT (WHICH IS A

PEREZ DE CUELLAR SAID THAT HE HAD PUT THIS TEXT (WHICH IS A VARIANT OF THE LANGUAGE I GAVE HIM ON 9 MAY (PARAGRAPH 9(E) OF MY TELNO 694)) TO ROS AS HIS OWN PROPOSAL. ROS HAD TOLD HIM THIS EVENING THAT, "AFTER CONSULTATIONS WITH EVERYBODY", COSTA MENDEZ HAD INSTRUCTED HIM TO ACCEPT IT.

3. I SAID THAT THIS WAS AN EXTREMELY ENCOURAGING DEVELOPMENT WHICH WOULD ALLOW THE NEGOTIATIONS TO MOVE FORWARD TO CONSIDERATION OF THE DETAILS OF THE INTERIM ARRANGEMENTS, ALWAYS ASSUMING THAT ROS WAS ACTING WITH FULL AUTHORITY. I SAID THAT WE WOULD NOT BE ENTIRELY HAPPY WITH THE REFERENCE TO RELEVANT GA RESOLUTIONS, AND THAT THERE STILL REMAINED A QUESTION ABOUT WHAT WOULD HAPPEN IF NO AGREEMENT HAD BEEN REACHED BY 31 DECEMBER. THIS QUESTION WAS BOUND TO BE PRESSED BY THE MEDIA AND BY PARLIAMENT IN THE UK. THE AGREEMENT WOULD HAVE TO INCLUDE SOME LANGUAGE ON IT.

4. PEREZ DE CUELLAR SAID THAT THE ARGENTINES HAD MADE A "TREMENDOUS CONCESSION". THEY HAD ALSO TOLD HIM, ON THE INTERIM ADMINISTRATION, THAT THEY COULD ACCEPT THAT INDIVIDUAL MEMBERS OF THE LEGISLATIVE COUNCIL, IN THEIR PERSONAL CAPACITY, COULD BE USED BY THE ADMINISTRATOR FOR ADVISORY PURPOSES, SO LONG AS THE ADMINISTRATOR WAS ALSO EMPOWERED TO CALL ON AN EQUAL MEMBER OF OTHER INDIVIDUALS FROM THE ARGENTINE POPULATION OF THE ISLANDS FOR THE SAME PURPOSES. ON POINT 5 IN THEIR TEXT OF YESTERDAY, THE ARGENTINES HAD SAID THEY HOPED THAT SERIOUS CONSIDERATION COULD BE GIVEN TO THE NEED TO HAVE AS FEW RESTRICTIONS AS POSSIBLE ON COMMUNICATIONS, THE TRANSIT OF PERSONS AND THE ACQUISITION OF PROPERTY. THEY WOULD WANT THIS TO BE COVERED IN THE INTERIM AGREEMENT. MORE SPECIFICALLY, BUT NOT TO BE MENTIONED IN THE INTERIM AGREEMENT, THEY HOPED THAT OBSTACLES TO THE ACQUISITION BY ARGENTINES OF SHARES IN THE FALKLAND ISLANDS COMPANY COULD BE LIFTED. FINALLY, ON ZONES OF WITHDRAWAL, THE ARGENTINES HAD EXPRESSED THE HOPE THAT AGREEMENT COULD BE WORKED OUT ON WITHDRAWAL DISTANCES FOR THE TASK FORCE WHICH WOULD DISPEL ANY IMPRESSION THAT ARGENTINES WERE WITHDRAWING UNDER PRESSURE BECAUSE OF ITS PROXIMITY.

5. I SAID THAT I WOULD REPORT ALL THIS TO YOU. I NOTICED THAT THE ARGENTINES HAD SAID NOTHING ABOUT THE DEPENDENCIES. AHMED COMMENTED THAT IT WAS CLEAR THAT THIS WAS A KEY POINT FOR THEM, AS WAS THE DISTANCE FOR THE WITHDRAWAL OF THE TASK FORCE. I SAID THAT, WELCOME THOUGH TONIGHT'S NEWS WAS, THERE WERE STILL MAJOR DIFFICULTIES AHEAD. ONE WAS THE ARGENTINES' PROPOSALS ON REPRESENTATION OF THE ISLANDERS: I DID NOT BELIEVE THAT YOU WOULD BE ABLE TO ACCEPT THAT 1800 ISLANDERS SHOULD HAVE THE SAME REPRESENTATION AS 30 ARGENTINES. I ALSO THOUGHT THAT WITHDRAWAL FROM SOUTH GEORGIA WOULD BE EXTREMELY DIFFICULT. SO WOULD UNEQUAL WITHDRAWAL OF BRITISH AND ARGENTINE FORCES FROM THE FALKLANDS PROPER. ON THE LATTER

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6. IN CONCLUSION IT WAS AGREED THAT I SHOULD PUT ALL THIS TO YOU OVERNIGHT AND SEEK YOUR REACTIONS, WHICH I WOULD HOPE TO BE ABLE TO CONVEY TO PEREZ DE CUELLAR TOMORROW AFTERNOON NEW YORK TIME. PEREZ DE CUELLAR SAID THAT IN ORDER TO "CONSOLIDATE" THE CONCESSIONS HE HAD GOT OUT OF THE ARGENTINES, HE WOULD LIKE TO PRESENT US WITH HIS PROVISIONAL DRAFT AGREEMENT, LEAVING SOME POINTS IN BRACKETS OR BLANK WHERE AGREEMENT HAD NOT YET BEEN REACHED. I URGED HIM, AND HE AGREED, NOT TO DO ANY FURTHER DRAFTING UNTIL HE HAD HAD YOUR REACTION TO TODAY'S DEVELOPMENTS.

7. PLEASE SEE MY IMMEDIATELY FOLLOWING TELEGRAM FOR COMMENT AND RECOMMENDATIONS.

PARSONS

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