

23 April 1982

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OO STOCKHOLM

GRS 330

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FM FCO 221530Z APR 82

TO IMMEDIATE CERTAIN POSTS AND DEPENDENT TERRITORIES
TELEGRAM NUMBER GUIDANCE 67 OF 22 APRIL.

GUIDANCE TELNO 66: THE RIO TREATY

1. THE RIO TREATY OF 1947 PROVIDES THE AMERICAS WITH A REGIONAL SYSTEM OF MILITARY SECURITY, WITH BASIC CONCEPTS SIMILAR TO THOSE OF NATO. IT CAME INTO BEING AS A BUFFER AGAINST THE SPREAD OF COMMUNIST OR OTHER FOREIGN INFLUENCE IN THE REGION (DEFINED IN ARTICLE 4 AS EXTENDING FROM THE NORTH TO THE SOUTH POLES, INCLUDING AN EXTENSIVE AREA OF THE ATLANTIC AND PACIFIC OCEANS. IT ALSO SPECIFICALLY INCLUDES EUROPEAN COLONIES IN THE WESTERN HEMISPHERE). IT HAS BEEN RATIFIED BY ALL SIGNATORIES, WHO COMPRISE THE ORIGINAL 21 MEMBERS OF THE OAS PLUS TRINIDAD AND TOBAGO (WHO JOINED IN 1967). OAS MEMBERS WHO ARE NOT PARTY TO THE TREATY ARE JAMAICA, BARBADOS, GRENADA, ST VINCENT, ANTIGUA, ST LUCIA AND DOMINICA. CUBA WAS SUSPENDED FROM THE OAS IN 1962.
2. THE PROVISIONS OF THE TREATY INCLUDE:
 - (A) ALL SIGNATORIES UNDERTAKE NOT TO USE FORCE IN THEIR INTERNATIONAL RELATIONS (ARTICLE 1)
 - (B) ALL SIGNATORIES SHALL SETTLE CONTROVERSIES BETWEEN THEM PEACEFULLY (ARTICLE 2)
 - (C) 'AN ARMED ATTACK BY ANY STATE AGAINST AN AMERICAN STATE SHALL BE CONSIDERED AS AN ATTACK AGAINST ALL AMERICAN STATES' AND 'MEASURES OF A COLLECTIVE CHARACTER' SHOULD BE CONSIDERED (ARTICLE 3)
 - (D) COLLECTIVE MEASURES SHALL ALSO BE CONSIDERED IN THE EVENT OF ANY THREAT TO THE PEACE OF THE CONTINENT (ARTICLE 6)
 - (E) 'INVASION AFFECTING A REGION WHICH IS UNDER THE EFFECTIVE

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JURISDICTION OF ANOTHER STATE' SHALL BE CONSIDERED AS AGGRESSION (ARTICLE 9).

(F) POSSIBLE FORMS OF ACTION MAY INCLUDE ONE OR MORE OF THE FOLLOWING MEASURES: BREAKING OFF DIPLOMATIC, CONSULAR AND ECONOMIC RELATIONS AND COMMUNICATIONS, 'AND USE OF ARMED FORCE' (ARTICLE 8)

(G) DECISIONS MUST BE TAKEN BY A TWO-THIRDS MAJORITY (ARTICLE 17)

(H) SUCH DECISIONS ARE BINDING ON ALL PARTIES, 'WITH THE SOLE EXCEPTION THAT NO STATE SHALL BE REQUIRED TO USE ARMED FORCE WITHOUT ITS CONSENT' (ARTICLE 20).

PYM

BY TELEGRAPH TO:

BONN	STOCKHOLM	OTTAWA
BRUSSELS	NEW YORK (UKMIS)	
BRUSSELS (EEC)	NEW YORK (BIS)	
PARIS	WASHINGTON	[ALL IMMEDIATE]

ATHENS	LUXEMBOURG	MOSCOW	SANTIAGO
BRUSSELS (NATO)	ROME	CARACAS	CANBERRA
COPENHAGEN	BERNE	MEXICO CITY	WELLINGTON
THE HAGUE	DUBLIN	BRASILIA	NEW DELHI
LISBON	MADRID	MONTEVIDEO	

[ALL PRIORITY]

OSLO	ASUNCION	KUWAIT	ACCRA
STRASBOURG(UKDEL)	LA PAZ	CAIRO	NAIROBI
GENEVA(UKMIS)	PANAMA	KINSHASA	LUSAKA
WARSAW	QUITO	MOGADISHU	KINGSTON
RIO DE JANEIRO(10)	SAN JOSE	PEKING	PORT OF SPAIN
BOGOTA	SANTO DOMINGO	TOKYO	GEORGETOWN
HAVANA	TEGUCIGALPA	DACCA	BRIDGETOWN
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FM FCO 221300Z APR 82

TO IMMEDIATE CERTAIN MISSIONS AND DEPENDENT TERRITORIES
GUIDANCE TELEGRAM NUMBER 65 OF 22 APRIL 1982

FALKLANDS: NUCLEAR ASPECTS

1. THE ARGENTINES ARE TRYING TO MAKE AN ISSUE IN THE INTERNATIONAL ATOMIC ENERGY AGENCY (IAEA) AND ELSEWHERE OF THE PRESENCE OF BRITISH NUCLEAR SUBMARINES, ALLEGING BOTH THAT THEY ARE CARRYING NUCLEAR WAR MATERIALS AND THAT THEY ARE DAMAGING THE ENVIRONMENT.

LINE TO TAKE

2. A. NUCLEAR WEAPONS: WE DO NOT COMMENT ON THE ARMAMENT CARRIED BY OUR VESSELS. BUT IT IS INCONCEIVABLE THAT BRITAIN WOULD USE NUCLEAR WEAPONS IN THE DISPUTE WITH ARGENTINA OVER THE FALKLANDS.

B. TREATY FOR THE PROHIBITION OF NUCLEAR WEAPONS IN LATIN AMERICA (TATELOLCO TREATY). WE ARE BOUND BY PROTOCOL 1, WHICH WE RATIFIED IN 1969, TO APPLY ARTICLES 1, 3, 5 AND 13 OF THE TREATY IN RESPECT OF TERRITORIES IN LATIN AMERICA FOR WHICH WE ARE INTERNATIONALLY RESPONSIBLE. THIS MEANS THAT THE PRESENCE WITHIN THE FALKLANDS, THEIR DEPENDENCIES, TERRITORIAL WATERS AND AIRSPACE OF NUCLEAR WEAPONS OR NUCLEAR MATERIALS WHICH ARE NOT BOTH FOR PEACEFUL PURPOSES AND UNDER IAEA SAFEGUARDS, IS PROHIBITED. THE FULL TITLE OF THE TREATY AND ITS PREAMBLE INDICATE CLEARLY THAT THE PURPOSE OF THE TREATY IS TO EXCLUDE NUCLEAR WEAPONS FROM ITS AREA OF APPLICATION. THE DEFINITION OF NUCLEAR WEAPONS IN ARTICLE 5 OF THE TREATY WHICH EXCLUDES INSTRUMENTS THAT MAY BE USED FOR THE TRANSPORT OR PROPULSION OF A DEVICE, INDICATES THAT NUCLEAR-POWERED SUBMARINES ARE NOT PROHIBITED. WE ARE SURPRISED THAT THE ARGENTINES, WHO HAVE YET TO RATIFY THE TREATY OF TATELOLCO THEMSELVES, SHOULD FEEL

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